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RAJASTHAN RULES COMPENDIUM

(IN 16 VOLUMES)

(1949 TO 1967)



By

VYAS & BAFNA



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INDEX
RAJASTHAN RULES COMPENDIUM
(1949 to 1967)
VOLUME V

E

1. Electricity Act, 1910. (Central Act No. 9 of 1910)
 - (1) Notifications under Indian Electricity Act, 1910.
 - (2) Conditions and Rules for the grant of Certificates of Competency to Electrical Supervisors and Wiremen and Licences to Electrical Contractors in the State of Rajasthan.
 - (3) Notifications under Indian Electricity Rules, 1937 and 1956.
 - (4) Raj. Electricity (Duty) Rules, 1962.
2. Electricity (Supply) Act, 1948 (Central Act No. 44 of 1948).
 - (1) Notifications.
 - (2) Directions under section 78A of the Indian Electricity (Supply) Act, 1948.
 - (3) Rajasthan State Electricity (Supply) Rules, 1963.
3. Employee's Provident Funds Act, 1952 (Central Act No. 19 of 1952).
 - (1) Notifications.
4. Employees' State Insurance Act, 1948 (Central Act No. 34 of 1948)
 - (1) Rajasthan Employees' Insurance Court Rules, 1955.
 - (2) Notifications under Rajasthan Employees' State Insurance Court Rules, 1955.
 - (3) Rajasthan Employees' Insurance Courts Rules, 1959.
 - (4) Rajasthan Employees' State Insurance (Medical Benefit) Rules, 1955.
 - (5) Notifications under Rajasthan Employees' State Insurance (Medical Benefit) Rules, 1955.
 - (6) Notifications under Employees' State Insurance Act, 1948.
 - (7) Notifications under Employees' State Insurance (General) Regulations (Central), 1950.
5. Employment of Children Act, 1938 (Central Act No. 26 of 1938).
 - (1) Rajasthan Employment of Children Rules, 1959.
 - (2) Notifications under employment of Children Act, 1938.
6. Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 Act No. 31 of 1959).
 - (1) Notifications under Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959.

(2) Notifications under Employment Exchanges (Compulsory of Vacancies) Rules, 1960.

7. Entertainments Tax Act, 1957. The Rajasthan (Act No. 24 of 1957).

(1) Rajasthan Entertainment Tax Rules, 1957.

(2) Rajasthan Additional Entertainments Tax Rules, 1960,

(3) Notifications under Raj. Entertainments Tax Rules, 1957,

(4) Notifications under Rajasthan Entertainment Tax Act, 1957.

8. Epidemic Diseases Act, 1897. (Central Act No. 3 of 1897).

(1) Notifications.

9. Epidemic Diseases Act, 1957. The Rajasthan (Act No. 31 of 1957).

(1) Notifications.

10. Escheats Regulations Act, 1956. The Rajasthan Act No. 23 of 1956).

(1) Rajasthan Escheats Rules, 1957.

Essential Commodities Act, 1955 (Central Act No. 10 of 1955).

(1) Rajasthan Foodgrains Dealers' Licensing Order, 1958.

(2) Notifications under Rajasthan Foodgrains Dealers Licensing Order, 1958.

(3) Rajasthan Wheat (Sale of Stocks) Order, 1958.

(4) Rajasthan Gram and Barley (Sale of Stocks) Order, 1958.

(5) Notifications under Cotton Control Order, 1955.

(6) Notifications under Cotton Textiles (Control of Movement) Order, 1958.

(7) Notifications under Fertilizer (Control) Order, 1957.

(8) The Rajasthan Foodgrains (Procurement) Order, 1959.

(9) Notifications under Rajasthan Foodgrains (Procurement) Order, 1959.

(10) The Rajasthan Cattle Fodder (Prohibition of Export) Order, 1960.

(11) The Rajasthan Sugar Dealers' Licensing Order, 1959 and Notifications.

(12) Rajasthan Foodgrains (Restriction on Border Movement) Order, 1959 and Notifications.

(13) Notifications under Inter Zonal Wheat (Movement Control) Order, 1959.

(14) Notifications under Sugar (Movement Control) Order, 1959.

(15) Notifications under Imported Foodgrains (Prohibition of unauthorised Sale) Order, 1958.

(16) The Rajasthan Cattle Fodder (Prohibition of Export) Order, 1961.

(17) The Rajasthan Rice (Export Control) Order, 1961.

(18) The Rice (Import from Punjab) Order, 1961.

(19) Rajasthan Cement Control Order, 1961 (Rescinded).

(20) Rajasthan Coal Control Order, 1964.

- (21) Rajasthan Display of Prices of (Essential Commodities) Order, 1966.
- (22) Rajasthan Guest Control Order, 1965 and Notifications.
- (23) Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963 and Notifications.
- (24) Notification under Kerosene (Restriction on Use) Order, 1965
- (25) Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966 and Notifications.
- (26) Rajasthan Coarse Grains (Prohibition of Export) Order, 1966 and Notification.
- (27) Rajasthan Food (Restrictions on Service of Meals by Catering Establishment) Order, 1965 and Notifications.
- (28) Rajasthan Foodgrains Dealers' Licensing Order, 1964 and Notifications.
- (29) Rajasthan Foodgrains (Fixation of Purchase Prices) Order, 1965 (Rescinded).
- (30) Rajasthan Foodgrains (Fixation of Purchase Prices) Order, 1966 (Rescinded).
- (31) Rajasthan Foodgrains (Inter District Movement Control) Order, 1965, Rescinded).
- (32) Rajasthan Foodgrains Movement Restrictions (Exemption to Food Corporation of India) Order, 1966.
- (33) Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966.
- (34) Rajasthan Foodgrains (Procurement) Order, 1965 and Notifications.
- (35) Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967 and Notifications.
- (36) Rajasthan Scheduled Foodgrains (Regulation of Distribution) Order, 1966 and Notifications.
- (37) Rajasthan Gram (Sale of Stocks) Order, 1966.
- (38) Rajasthan Gram and Barley (Prohibition of Export) Order, 1966.
- (39) Rajasthan Gram and Barley (Regulation of Distribution) Order, 1964. (Rescinded).
- (40) Rajasthan Wheat (Maximum Price Control) Order, 1964. (Rescinded).
- (41) Rajasthan Wheat Procurement (Levy on Producers) Order 1967
- (42) Notifications under Inter Zonal Wheat and Wheat Products (Movement Control) Order, 1964.
- (43) Rajasthan Khandsari and Gur Dealers Licensing Order, 1963 and Notifications.

- (44) Notifications under Rab (Movement Control) Order, 1965.
- (45) Notifications under Sugar (Control) Order, 1965.
- (46) Rajasthan Sugar Dealers Licensing Order, 1963 and Notifications.
- (47) Notifications under Sugarcane Control) Order, 1966.
- (48) Notifications under Essential Commodities Act, 1955.
- 12. ~~E~~ssential Commodities (Amendment) Ordinance, 1964.
 - (1) Notifications.
- 13. Evacuee Interest (Seperation) Act, 1951 (Central Act No. 54 of 1951).
 - (1) Notifications.

Rules and Notifications under

ELECTRICITY ACT, 1910. (CENTRAL ACT
No. 9 of 1910).

THE INDIAN ELECTRICITY ACT, 1910.

Published in Raj. Raj-patra Vol. 3 part 1 at page 457 :

Public Works Department (E and M).

NOTIFICATION.

Jaipur, July 31, 1951.

No. F. 10 (15) P. W. (E and M)/51.—In pursuance of sub-section (2) of section 36 of the Indian Electricity Act, 1910 (IX of 1910), the Government of Rajasthan is pleased to appoint the officers of the Electrical and Mechanical Department of the Government specified in the second column of the Schedule to be the Electric Inspectors within the area specified against each in the third column thereof—

SCHEDULE.

S. No.	Designation of Officer.	Area.
1.	The Chief Engineer.	The Whole Rajasthan.
2.	The Executive Engineer, Generation, Jaipur.	Kotah and Jaipur Divisions.
3.	The Executive Engineer, Jodhpur.	Jodhpur and Udaipur Divisions.
4.	The Executive Engineer, Generation, Bikaner.	Bikaner Division.

By Order of
High Highness the Rajpramukh,
GANGA SAHAI PUROHIT,
*Secretary to Government,
Public Works Department,
(E and M).*

Published in Raj. Raj-patra Vol. 3 part 1 at page 676 :

PUBLIC WORKS DEPARTMENT

NOTIFICATION.

Jaipur, October 22, 1951.

No. 6 (153) P. W. (E & M)/51.—In pursuance of clause (b) of sub-section (2) of section 36-A of the Indian Electricity Act, 1910 (IX of 1910), the Government of Rajasthan is pleased to nominate the Chief Engineer, Electrical and Mechanical Department, Rajasthan, to be a member of the Central Electricity Board.

By Order of
His Highness the Rajpramukh,
GANGA SAHAI PUROHIT,
Secretary to the Government.

Published in Raj. Raj-patra Dated November 21, 1953 part I-at page 934 :

PUBLIC WORKS DEPARTMENT.

ORDER.

Jaipur, November 13, 1953.

No. F. 10 (15) P. W./Em-51.—Under the provisions of the Indian Electricity Act, 1910 which has been made applicable to Rajasthan, His Highness the Rajpramukh has been pleased to order :—

(1) That a post of Electric Inspector of Executive Engineer's Grade may be created for the State in respect of the private Power Houses in Rajasthan because the efficient working of the Private Power Houses is as much the responsibility of the Government under the Act, as that of State-owned Power Houses, and one of the present Executive Engineers fully qualified and experienced be spared and appointed to this newly-created post with the following staff which is subject to an alteration later as a result of experience gained :—

Overseer	1	100-5-150/10-300	Grade
U.D.Cs.	2	75-5-120/8-180	"
L.D.Cs.	2	50-4-90/5-120	"
Cycle Sowar	1	25-1-30	"
Peons	2	25-1-30	"

The statutory duties and functions of the Electric Inspector shall be as mentioned in the Act as well as in the rules framed thereunder.

(2) That with a view to have co-ordination in the department the Chief Engineer, Electric and Mechanical Department, may be designated as the Chief Electric Inspector apart from his present designation as Chief Engineer, Electrical and Mechanical Department.

(3) that one of the existing posts of Executive Engineers may be surrendered consequent on the appointment of one of the Executive Engineers as Electric Inspector.

The expenditure will be chargeable to grant No. XXV-Electricity Schemes XLI Receipts from Electricity-working expenses.

By Order,

KAMTA PRASAD,

Secretary to the Government.

Published in Raj. Raj-patra Dated October 2, 1954 part I (b) at page 473 :

PUBLIC WORKS DEPARTMENT, JAIPUR.

NOTIFICATION

Jaipur, September 21, 1954.

No. F. 10 (184) P W/EM/54.—In exercise of the powers conferred by section 55 of the Indian Electricity Act, 1910, the Government of Rajasthan is hereby pleased to authorise the discharge of

the functions of the State Government under the following provisions of the aforesaid Act and its Schedule by the Electric Inspector to the Government of Rajasthan :—

Section 13 sub-section (i) clause (b).

Power to hear appeal against the order of the repairing authority regarding disapproval etc. of new works.

Section 13 sub-section (3).

Power to sanction the use of an aerial line in emergency for a period exceeding six weeks.

Section 18 sub-sections (1) and (2).

Power to issue general approval of the methods of construction of aerial lines and power to order removal of aerial lines placed without such approval.

Section 34 sub-section (2).

Power to order the owner or user of electric supply lines or other works to remedy electric supply-lines having unauthorised connection with earth, or supply lines or works which are dangerous or which are defective.

Schedule, Clause V sub-clause (2).

Power to decide a difference or dispute arising between the the license and owners or occupiers of premises as to the sufficiency of security or the amount of energy to be taken or guaranteed as well as power to direct that such difference or dispute shall be determined by arbitration.

Schedule, Clause XIII.

Power to issue directions regarding the number and location of testing.

2. This order shall come into force with affect from the 1st day of September, 1954.

3. This authorisation is for the whole of the State of Rajasthan, in respect of the electric works within the jurisdiction of the said Electric Inspector and supply lines and other similar things connected with such works.

M. L. VAJPEYE,
Deputy Secretary to the Government.

Published in Raj. Raj-patra Dated February 5, 1955 part I (a) at page 265 :

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Jaipur, January 24, 1955.

No. F. 10 (184) PW./EM./54.—In exercise of the powers conferred by Sub-section (1) of section 11 of the Indian Electricity Act, 1910 (IX of 1910) the Government of Rajasthan is hereby pleased to order that the annual statements of accounts to be submitted under that Sub-section by licensees shall in future be submitted to the Electric Inspector, Rajasthan, Jaipur.

B. S. RANAWAT,
Secretary to the Government.

Published in Raj. Raj-patra Dated May 26, 1956 part I (b) at page 213 ;

ENGLISH TRANSLATION

[*Authorised by His Highness the Rajpramukh.*]

NOTIFICATION

Jaipur, May 11, 1956.

No. F. 6 (70) P.W.E.M./54.—In exercise of the powers conferred by section 28 (1) of the Indian Electricity Act, 1910 (Central Act IX of 1910), the Government of Rajasthan is pleased to fix a condition for all non-licensees supplying energy under the said section that they shall submit their annual accounts in the forms prescribed for licensees by notification No. F. 6 (70)/PW/E&M/54, dated the 16th December, 1955.

By Order of
His Highness the Rajpramukh,
Z. S. JHALA,
Secretary to the Government.

Published in Raj. Raj-patra Dated October 4, 1956 part I (a) at page 184 :

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Jaipur, September 21, 1956.

No. D. 4041/F. 6 (182) PW/E&M/56.—In exercise of the powers conferred by section 51 of the Indian Electricity Act, 1910 (Act No. IX of 1910), the Government of Rajasthan is hereby pleased to confer upon all the officers of the Electrical & Mechanical Department not below the rank of Junior Engineers, all the powers which the telegraph authority possesses under sections 10 and 11 of the Indian Telegraph Act, 1885 (Act No. XIII of 1885), for the purpose of placing of appliances and apparatus for the transmission of energy.

By Order of
His Highness the Rajpramukh,
G. R. GUPTA,

Deputy Secretary to the Government.

Published in Raj. Raj-patra Dated November 15, 1956 part I (a) at page 216 :

Jaipur, November 1, 1956.

No. D. 17329/56/F. 10-II (131) PW/EM/56.—In exercise of the powers conferred by sub-section (2) of section 36 of the Indian Electricity Act, 1910 (Central Act IX of 1910), the State Government hereby appoints Shri K. B. L. Saxena, Electric Inspector for the pre-reorganisation State of Rajasthan to be also the Electric Inspector for the Abu Area, the Ajmer Area and the Sunel Area (being areas comprised in the pre-reorganisation States of Bombay, Ajmer and Madhya Bharat respectively, which now form part of the State of Rajasthan).

2. Shri K. B. L. Saxena will exercise all the powers and perform other functions of an Electric Inspector under the said Act,

subject to such restrictions as the State Government may direct from time to time.

By Order of the Governor,
Z. S. JHALA,

Secretary to the Government.

Published in Raj. Raj-parta Dated December 13, 1956 part I (b) at page 714 :

Public Works Department

NOTIFICATION

Jaipur, November 30, 1956.

No. 16824/F. 6 (33) P.W./E.M./54.—In pursuance of sub-section (1) of section 33 of the Indian Electricity Act, 1910 (IX of 1910); and in supersession of existing orders on the subject, if any, in force in the Ajmer area, the Abu area and the Sunel area, the State Government hereby directs that notice of every accident of the kind referred to in that sub-section and of any loss of life or personal injury actually occasioned by the accident shall be given to the Electrical Inspector to the Government of Rajasthan, Jaipur, so as to reach his office within 96 hours in the form annexed below:—

“To,

The Electric Inspector to the Government of Rajasthan, Jaipur.

No.....Dated the.....

Subject:—Notice of Accidents and Injuries.

Dear Sir,

Under the provisions of section 33 (1) of the Indian Electricity Act, 1910, we hereby notify you the following accidents:—

(1) Date and time when accident occurred.

(2) Name of person.

(3) Age.

(4) Address.

*(5) Place of accident.

*(6) Nature of accident.

*(7) Cause or probable cause.

(8) Extent of injury.

(9) Nature of treatment given.

(10) Present condition.

(11) Remarks, if any.

% (12) Whether the case has been registered with the Police.

Yours faithfully,

NOTE:—* Items Nos. 5, 6 and 7 should be explained with the help of sketches.

%If the case is registered with the police a copy of the Police report should be attached with this report or must follow the report as soon as possible.”

By Order of the Governor,
Z. S. JHALA,

Secretary to the Government.

Notifications under

INDIAN ELECTRICITY ACT, 1910.

Published in Raj.Raj-patra part IV (c) dated March 12, at page 1473-74

Irrigation and Power Department

NOTIFICATION

Jaipur, January 2, 1959.

No. F. 2 (118) PW/B/58—In exercise of the powers conferred by section 51 of the Indian Electricity Act, 1910 (IX of 1910), the State Government hereby confers upon the Chief Engineer, Chambal Hydel and Irrigation Scheme, Chambal Hydel Works, Madhya Pradesh, for the purpose of placing of appliances and apparatus for transmission of energy, the powers which the telegraph authority possesses under sections 10 to 18 and 19 A of the Indian Telegraph Act, 1885 with respect to the placing of telegraph lines and posts for the purposes of a telegraph established or maintained by the Government or to be so established or mainted, subject.—

(1) to other provisions of the Indian Telegraph Act, 1885, and

(2) to the conditions that—

(a) the powers hereby conferred shall be exeroided only in respect of transmission lines of electrical enegry at 132 KV from Gandhi-Sagar Hydro-electric Station to Grid Sub-Stations, passing through the territory of Rajasthan;

(b) the Government of Madhya Pradesh shall not acquire any right other than that of user only, in the property, under, over, along, across, in or upon which any appliances or apparatus are placed in virtue of the power hereby given;

(c) the telephone and telegraph lines crossing the electric transmission lines shall be effioiently guarded to the satisfaction of the telegraph authority and all such crossings shall be as near to the right angle as practicable but shall in no case be at angles of less than 60 degrees, and

(d) the powers of the Central Government contained in section 15 of the Indian Telegraph Act, 1885 shall be exercised by the Governrment of Rajasthan.

By Order of the Governor,

Z. S. JHALA

Secretary to the Government.

Notifications under

INDIAN ELECTRICITY ACT, 1910.

Published in Raj. Raj-patra part I (b) dated July 26, 1962 at page 62 :

Irrigation & Power Department

NOTIFICATION

Jaipur, July 9, 1962.

No. F. 2 (118) PW./B/58.--In exercise of the powers conferred by section 51 of the Indian Electricity Act, 1910 (Central Act 9 of 1910), the State Government, for the purpose of placing of electric supply lines, appliances and apparatus for the transmission of energy, confers upon the Chief Engineer, Rajasthan State Electricity Board, subject to the conditions and restrictions given below and to the provisions of the Indian Telegraph Act, 1885 (Central Act 13 of 1885), hereinafter referred to as the said Act, the power which the telegraph authority possesses under sections 10 to 18 and 19A of the said Act, with respect to the placing of telegraph lines and posts for the purposes of a telegraph established or maintained by the Government or to be so established or maintained:—

*(a) the power hereby conferred shall be exercised only in respect of transmission lines of electrical energy at 66 KV and above, extending within the territory of the State of Rajasthan.

(b) the Rajasthan State Electricity Board shall not acquire, any right other than that of user only, in the property, under, over, along, across, in or upon which any appliances or apparatus are placed in virtue of the power hereby given.

(c) the telephone and telegraph lines crossing the electric transmission lines shall be efficiently guarded to the satisfaction of the telegraph authority and all such crossings shall be as near to the right angle as practicable but shall in no case be at angles of less than 60 degrees.

(b) the power of the Central Government under section 15 of the said Act shall be exercised by the Government of Rajasthan.

*These lines could be connected from one grid sub-station to another or from one generating station to another generating station or any other work, within territorial boundary of the State of Rajasthan.

By Order,
P. N. BAHL,

Deputy Secretary to the Government.

CONDITIONS AND RULES FOR THE GRANT OF CERTIFICATES OF COMPETENCY TO Electrical Supervisors and Wiremen and Licences to ELECTRICAL CONTRACTORS IN THE STATE OF RAJ.

Notes

These conditions and rules have been prescribed in exercise of the powers conferred by Rule 48 of the Indian Electricity Rules, 1937.

The conditions and rules previously prescribed in this regard were published in the Rajasthan Rajpatra, part IV (c), dated 24/12/54 vide Notification No. F. 6 (163)/Pw/E & M/51 dated 1st September, 1955. These rules stand superseded by the present rules.

The Indian Electricity Rules, 1937 have been repealed vide Indian Electricity Rules, 1956 which came into force through Notification No. S. R. O. 1455 dated 26th June, 1956, Ministry of Irrigation and Power, Government of India, New Delhi. The proviso to Rule 143 of the Indian Electricity Rules, 1956 provides that, "Any order made, notification issued or anything done under the Indian Electricity Rules, 1937 shall be deemed to have been made, issued or done under the corresponding provisions of the 1956 Rules." The present conditions and rules made by the State of Rajasthan are, therefore, in force by virtue of this proviso. The corresponding enabling provision is contained in Rule 45 of the Indian Electricity Rules, 1956 which reads as under:—

Precautions to be adopted by consumers, owners, electrical contractors, electrical workmen and suppliers—

(1) No electrical installation work, including additions, alterations repairs and adjustments to existing installations, except such replacement of lamps, fans, fuses, switches, low voltage domestic appliances and fittings as in no way alters its capacity or character, shall be carried out upon the premises of or on behalf of any consumer or owner, for the purpose of supply to such consumer or owner, except by an electrical contractor licenced in this behalf by the State Government and under the direct supervision of a person holding a certificate of competency issued or recognised by the State Government :

Provided that in the case of works executed for or on behalf of the Central Government and in the case of installations in mines, oil fields and railways the Central Government and in other cases the State Government may, by notification in the official Gazette, exempt on such conditions as it may impose, any such work described therein either generally or in the case of any specified class of consumers or owners, from so much of this sub rule as requires such work to be carried out by an electrical contractor licenced by the State Government in this behalf.

(2) No electrical installation work which has been carried out in contravention of sub rule (1) shall be connected with the works of any supplier.

(3) The provisions of sub-rule (1) shall come into force in any oil field mine, or railway or any state or part thereof on such date as the Central or as the case may be, the State Government may, by notification in the official Gazette appoint.

These conditions and rules have also been made applicable to the Abu, Ajmer and Sunel areas of Rajasthan vide Public Works (B) Department, Notification No. F. 6 (163)/PW/EM/51 dated 11th May 1958, published in Rajasthan Rajpatra part IV (c) dated 31/7/58. The certificates of competency issued by the States of Bombay, Madhya Bharat and Ajmer to the persons of the Abu, Sunel and Ajmer areas of Rajasthan have been recognised by the State of Rajasthan with effect from the 1st November, 1956 vide public works Department, Notification No. ID/322/F. 6 (163) PW/EM/54 dated 24th April, 1957 published in Rajasthan Rajpatra, part IV (c) dated 23/5/57.

These rules have been first published in Rajasthan Raj-patra dated June 16, 1956 in part IV (c) at page 222 :

ENGLISH TRANSLATION
[Authorised by His Highness the Rajpramukh,]
PUBLIC WORKS DEPARTMENT

NOTIFICATION.

Jaipur, May 11, 1956

No. D.F. 6 (163)/PW-E & M/51.—In exercise of the powers conferred by rule 48 (2) of the Indian Electricity Rules, 1937, and in supersession of their notification No. F. 6 (163)/PW/E&M/51, dated the 1st September, 1955 the Government of Rajasthan is pleased to direct that the rule 48 (1) of the said rules shall come into force in the State of Rajasthan on 1st April, 1955, provided that it shall not apply to any work carried out by or on behalf of the Government of Rajasthan, and further pursuant to the provisions of rule 48 (1) to make the conditions and rules for the grant of certificates of competency to electrical supervisors and wiremen and of licences to electrical contractors in the State of Rajasthan, as given in the Schedule annexed hereto.

By Order of
His Highness the Rajpramukh,
Z. S. JHALA
Secretary to the Government.

1. *Definition of "Electrical Installation Works."*—In these conditions and rules, unless there is anything repugnant in the subject or context, "Electrical Installation Work" means all electrical work on a new installation or work in any way altering the capacity of character of an existing installation, for the generation, storage or distribution of electrical energy for all purposes in every type of dwelling house, business premises, public building, factory and its appurtenances, out houses and places of public entertainment, whether supplied from a public electrical supply undertaking, or from power plant owned by Government, or from private plant or any source of generation whatever.

PART I—CERTIFICATES AND PERMITS.

2. *Submission of applications.*—(1) Candidates desirous of obtaining certificates of competency for working as Supervisors and permits for working as Wiremen, shall make their application Form 'A' and 'B' respectively and shall sign the same in the presence of his employer, if any, a Magistrate or a Government Gazetted Officer and forward their applications to the Electric Inspector to Government of Rajasthan, Jaipur together with:—

- (a) a certificate of character and work from his employer, if any;
- (b) a certificate of character from the Principal or academic officer of the Institution which he last attended;
- (c) a certificate in original showing that he possesses the technical qualifications prescribed in these rules and also a copy thereof;
- (d) a Treasury Challan in support of payment of the application fees; and
- (e) two copies of his latest photograph (size about 2" × 2½") with his name on the back.

NOTE.—The original certificate referred to in (c) above will be returned to the candidate after his application is disposed of.

(2) Candidates residing in towns having electric supply licences may obtain forms of applications from the Resident Engineers of the licensees concerned. Those residing elsewhere can obtain them from the Electric Inspector to Government of Rajasthan Jaipur.

3. *Grant of certificates of competency or permits.*—Certificates of competency or permits to electrical supervisors and wiremen shall be granted to those who pass the examination of supervisors and wiremen conducted by the Electric Inspector to Government of Rajasthan.

(1) *Certificate of competency to supervisors.*—Every candidate who has passed the degree of diploma course of any of the recognised institutions by the Government, shall be granted a certificate of competency in Form 'C':

Provided that the State Government may order the grant of such certificate on payment of the prescribed fee to any person not so qualified, if in their opinion such person is otherwise qualified to work as a Supervisor.

(2) *Permit to wiremen.*—Every candidate who has passed the wiremen's course of any of the institutions recognised by the Government shall be granted a permit in Form 'D':

Provided that the Electric Inspector to Government may grant such permit on payment of the prescribed fee to any person not so qualified, if in his opinion such person is otherwise qualified to work as a wireman.

3 A. *Syllabus of Examination.*—The examination conducted in pursuance of clause 3 shall be in accordance with the syllabus given in the schedule attached hereto.

Notes

This clause has been newly added vide Public Works (B) Department Notification No. F. 6 (163) PW/EM/51 dated 22nd June, 1958 published in Rajasthan Rajpatra, part IV (c) dated 21/8/1958. This addition has been made in pursuance of the powers conferred by sub-rule (1) of Rule 45 of the Indian Electricity Rules, 1956. The schedule referred to in this clause stands appended after the Form "L" of these rules.

4. *Scope.*—Certificates and permits granted by the Electric Inspector to Government shall be valid throughout the State. Those desirous of utilising them elsewhere should address direct the authorities of this State concerned.

5. *Renewal of certificate or permit.*—Every certificate or permit granted to Supervisor or a wireman under these rules shall be renewable annually. Applications for renewal together with certificates and permits and renewal fees, shall be submitted to the Electric Inspector to Government of Rajasthan, Jaipur, at least one

4] Conditions & Rules for the Supervisors and Wiremen in the State of Raj.

month before the date of expiry of the permit or certificate. Failure to renew any such certificate or permit shall render it liable to cancellation. But on an application of the holder in Form 'E', a fresh certificate or permit shall be issued on payment of the full initial fees, provided the Electric Inspector to Government is satisfied that the holder had been in service for at least three months in a year preceding the date of expiry of certificate or permit.

6. *Duplicate of a certificate or permit to be recorded.*—A duplicate of every certificate and permit granted under these rules shall be recorded in the office of the Electric Inspector to Government.

7. *Grant of duplicate certificate or permit.*—A duplicate of certificate or permit granted under these rules shall be issued on payment of the prescribed fee. Application must be made on Form 'F' supported by an affidavit and two unmounted photographs (2" × 2½") of the applicant attested by a Magistrate or other Government Gazetted Officer.

8. *Withdrawal or suspension of certificate or permit.*—(1) If any person holding a certificate or permit is found negligent of his duties or guilty of infringement of these conditions and rules or malpractices, the Electric Inspector may suspend or cancel the certificate or permit.

(2) Every order made by the Electric Inspector to Government under sub-rule (1) above shall be subject to revision by the State Government.

9. *Production of certificate or permit.*—The holder of a certificate or permit shall produce it for inspection on demand by the Electric Inspector to Government, or his assistance, or by the consumer or owner for whom he is working or purposes to work.

10. *Fees.*—(1) The following fees shall be levied under these rules:—

(i) Certificates and permits:—

(a) Supervisors	...	...	Rs. 10/-
(b) Wiremen	....	... ..	Rs. 5/-

(ii) Renewal of certificate and permits:—

(a) Supervisors	....	....	Rs. 4/-
(b) Wiremen	....	....	Rs. 2/-

(iii) Duplicate of certificate or permit:—

(a) Supervisors	...	...	Rs. 2/-
(b) Wiremen	...	...	Rs. 2/-

(2) All fees leviable under these rules shall be paid into the Treasury under head "XIII-Other duties and taxes B. Receipts from electricity duties-Other receipts (1) Fees for supervisors certificate wiremen's permit" in the name of the Electric Inspector to Government of Rajasthan, Jaipur.

NOTE.—Candidates must see that they are eligible for the grant of a certificate or permit and must decide definitely to apply before depositing the fees. No claim for a refund of the fees leviable under these rules will be entertained.

PART II—LICENCES TO ELECTRICAL CONTRACTORS.

11. *Grant of Electrical Contractor's licence.*—An Electrical Contractor's licence shall be granted only to a person (or a firm) who has in his possession the instruments necessary for carrying out the tests required under the Indian Electricity Rules, 1937 and who either himself holds a certificate of competency and personally executes or supervises all work undertaken by him or who has in his employ a supervisor holding a certificate of competency under whose direct supervision all work undertaken is carried out :

Provided that the Electric Inspector may refuse to grant such licence to any person (or firm) who (or which) in the opinion of the Electric Inspector is not fit to hold such licence.

12. *Classes of contractors.*—There shall be two classes of licences in Form 'J', which shall be granted by the Electric Inspector to the Government.

The minimum requirement of each class shall be:

Class	Stock of Wiring material..... and accessories.	Supervisor	Staff Workmen	Workshop and appliances.	Scope.
1	2	3	4	5	6
"A"	10,000/-	One Supervisor.	75% certificated Wiremen and Apprentices.	(a) Necessary tools for wiring and repairs. (b) Instruments to carry out resistance pressure and load test of Electric installations as well as of appliances.	Provincial
"B"	3,000/-	-do-	.do-	(a) Tools required for local wiring and repairs. (b) Megger.	Local

Provided that the Electric Inspector to Government may refuse to grant such licence to any person or firm, who or which, in his opinion, is not fit to hold such licence.

13. *Restrictions.*—No licence shall be granted to a person holding a certificate or permit, who is under employment of a firm of electrical contractor, unless he undertakes to leave the service of his employer and to work independently.

14. *Extra contractors.*—Electrical contractors holding licences by other States may be allowed, in exceptional circumstances, to carry out work in this State after satisfying these conditions and obtaining a provisional licence from the Electric Inspector to Government.

15. *Submission of application.*—Applications for electrical contractor's licence shall be made on Form 'G' obtainable from the Office of the Electric Inspector to Government.

16. *Inspections and issue of provisional licences.*—The licence shall be granted in Form 'J' after an inspection by the Electric Inspector to Government or any other member of his staff authorised to do so, but if inspection is not possible within a reasonable time, the Electric Inspector to Government may, in his discretion, issue a provisional licence, which shall be subsequently confirmed after inspection.

17. *Period of validity.*—Every licence granted to an electrical contractor under these rules shall be renewable annually. Applications for renewal, together with licence and renewal fees, shall be submitted to the Electric Inspector to Government of Rajasthan, Jaipur, at least one month before the date of expiry of the licence. Failure to renew any such licence shall render it liable to increased renewal fees, as shown in rule 19 below and cancellation of the licence if it is not renewed beyond one month after the expiry of the renewal date of the licence. On application by such a contractor, a fresh licence shall be issued on payment of the full initial fees, provided the contractor fulfils the conditions of these rules.

18. *Duplicate of a licence to be recorded.*—A duplicate of every licence granted to a contractor under these rules shall be recorded in the office of the Electric Inspector to Government. A duplicate of licence shall be issued on payment of the fees shown in rule 19 below.

19. *Fees.*—The following fees shall be levied under these rules for the grant of contractors' licences:—

(a) Initial Fee	Rs. 100/-
(b) Annual renewal fee—When the licence is renewed—	
(i) Before the expiry of last date.....	Rs. 25/-
(ii) Within 15 days of the expiry of last date	Rs. 35/-
(iii) Within the next 15 days of the expiry of last date	Rs. 50/-
(iv) Full initial fees beyond one month after the date of expiry	Rs. 100/-
(v) Fees for a duplicate copy	Rs. 5/-

NOTE—The fees shall be paid into Government Treasury under head “XIII Other duties and taxes B. Receipts from electricity duties Other receipts (1) Fees for electrical contractor’s licence” in the name of the Electric Inspector to Government of Rajasthan, Jaipur.

20. *Submission of returns.*—The contractor shall submit returns twice a year in Form ‘H’ on or before the 15th July and 15th January each year, and also any other return or information of similar nature required by the Electric Inspector to Government at any time.

21. *Staff of contractor.*—(1) The entire staff of every licensed contractor shall consist of *bona fide* certificated and full time employees, provided that a contractor may engage apprentices for training purposes, in which case the total number of apprentices employed by any contractor at any time shall not exceed 25% of his total wiring staff, inclusive of apprentices, but exclusive of coolies and provided further that the contractor shall not permit such apprentices to carry out any electrical installation work including additions, alterations, repairs and adjustments to existing installations covered by rule 43 of the Indian Electricity Rules, 1937, except under the direct supervision of a person holding a certificate of competency and under the guidance of at least one certified wireman on the premises.

(2) Every contractor shall maintain a register in Form ‘K’ of all supervisors, wiremen and apprentices, and such register shall be open to inspection at any time by the Electric Inspector to Government or his representative.

No person, whose name is not entered in such register, shall be considered to be *bona fide* employee of the contractor’s wiring staff.

22. *Responsibilities of electrical contractors.*—(a) Contractors shall be personally responsible for the quality of a material used and of the work carried out by the employees. If the work is found to be defective, they shall be responsible for removing or rectifying the defects or replacing the whole work without any charge, if so directed by the Electric Inspector to Government.

(b) Every contract for electrical installation work undertaken by a licensed contractor shall be in writing, which shall be produced in case of a dispute.

23. *When contractor’s licence may be cancelled.*—(1) The Electric Inspector to Government may at any time cancel a contractor’s licence if the person (or firm) to whom (or which) the licence is granted is, in his opinion, not fit to hold the licence.

(2) Every order made by the Electric Inspector to Government under sub-rule (1) above shall be subject to revision by the State Government.

24. *Test certificate.*—No completion certificate for any work shall be given to the electric supply licensee unless the supervisor, under whose supervision the work has been carried out, has tested the installation and found the work satisfactory and of good quality and unless the test certificate in Form 'L' has been signed by the supervisor and countersigned by the licensed contractor. Failure to comply with this condition renders the licence and/or certificate liable to suspension or cancellation.

25. *Register of contractors.*—A register of all licensed electrical contractors shall be maintained by the Electric Inspector to Government.

26. *Fee for change of name.*—A fee of Rs. 10/- shall be charged, where a change in respect of the name of the contractor is to be made in the licence granted, provided that such change does not involve a transfer or an assignment of the licence to another person or firm.

27. *General.*—Printed copies of these rules in English may be obtained, on payment, from the Superintendent, Government Central Press, Jaipur.

"FORM A"

*Application for the grant of certificate of competency for Supervisors.
(Particulars to be entered in English).*

No.....	District ..	...
1. Applicant's name...	...	...
2. Father's name....	....	...
3. Full Postal Address...	...	...
4. Date of birth ...	...	...
5. (a) <i>Technical Qualifications</i> :—		
(1) Name of technical institution....	...	...
(2) Degree, diploma, certificate or Permit obtained....	....	...
(3) Period of education...	...	....
(4) Period of training...	...	...
(b) <i>Practical experience</i> :—		
(1) Name of firm etc ..	....	...
(2) Period of training...	...	...
6. Details of past and present service (to be supported by copies of Certificates).		
(1) Name of employers		
(2) Date of commencement		
(3) Date of termination		
(4) Total period of service		

I do hereby declare that the particulars given above are correct.

Two photographs, together with the Treasury Challan No
dated for Rs. 10/- and copies of testimonials in support of
statement made in columns 5 and 6 are enclosed.

Date....

Signature of applicant

In the presence of :—

(1)

(2)

The application must be signed in the presence of a Magistrate or a Gazetted Officer, or the employer, and must be complete in all details without which the application will be rejected.

Important.—Any person who makes or assists in making false representation for the purpose of obtaining for himself or for any other person a Certificate will be criminally prosecuted.

Instructions.—The application form should be filled in and submitted under a Registered Acknowledgement Due cover to the Office of the Electric Inspector to the Government of Rajasthan Jaipur, and must be accompanied by two recent unmounted photographs (2"×2½") of the applicant with Treasury Challan for Rs. 10/- which should be deposited under the Head—"XIII—Other Taxes and duties B. Receipts from Electricity duties—Fees for Licences and Wiremen's Certificate etc." in the name of the Electric Inspector to the Government of Rajasthan, Jaipur.

2. Any change in the address given in the application form must immediately be communicated to the Office of the Electric Inspector to the Government of Rajasthan, Jaipur, otherwise no responsibility for delay or non-delivery of letters can be undertaken.

FORM 'B'

*Application for the grant of a Permit for Wireman.
(Particulars to be entered in English).*

No. _____ District.

1. Applicant's name
2. Father's name
3. Caste
4. Full postal address
5. Date of birth
6. Technical & educational qualifications

.....

....

7. (a) No. & Date of Treasury Challan
- (b) Name of Treasury, where it has been deposited

I do hereby declare that the particulars given above are correct. Two photographs, together with Treasury Challan, as noted above and _____ copies of Testimonials in support of statement made in Column 6 are enclosed herewith.

Date

Signature of Applicant.

In the presence of :

(1)

(2)

The application must be signed in the presence of a Magistrate, or a Government Gazetted Officer, or the employer, and must be complete in all details without which the application will be rejected.

Important.—Any person who makes or assists in making false representation for the purpose of obtaining for himself or for any other person a Certificate or Permit will be prosecuted.

INSTRUCTIONS.

1. The application form should be filled in and submitted under a Registered Acknowledgement Due cover to the Office of the Electric Inspector, Government of Rajasthan and accompanied by two recent unmounted photographs (2"×2½") of the applicant and unpaid cash receipt for Rs. 5/- which should be deposited under the head "XIII—Other taxes and duties—B. Receipts from Electricity Duties—Fees for Licences and Wiremen's Certificate etc." in the name of electric Inspector to Government of Rajasthan, Jaipur.

2. Any change in the address given in the application form must immediately be communicated to the office of the Electric Inspector, Government of Rajasthan, Jaipur, otherwise no responsibility for delay or non-delivery of letters can be under taken.

FORM "C"

GOVERNMENT OF RAJASTHAN

(Certificate in
Book Form).

1st page.

Certificate of competency.

2nd page.

Photographs of holder.

No.

Date of issue

3rd page.

Certificate of competency is granted in accordance with Rule 43 of Indian Electricity Rules, 1937, to :-

Shri

Address.....

... ..

... ..

4th page

This certificate of competency allows the holder to supervise and carry out electric installation work subject to the conditions mentioned in the conditions framed by the Government of Rajasthan under Notification No. dated the

but does not allow him to undertake electrical contracting work unless he holds a Contractor's Licence.

This certificate is to be carried on the holder's person.

*Electric Inspector to the
Government of Rajasthan, Jaipur.*

5th, 6th and 7th pages.	Date of renewal.	Date of expiry.	Signature of the Electric Inspector to Government.
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8th, 9th, 10th and 11th pages.

Endorsements.

FORM "D"

GOVERNMENT OF RAJASTHAN

(Permit in Book form).

PERMIT FOR WIREMEN

1st page.

2nd page.

Photograph of holder.

3rd page.

No

Date of issue

Permit to work as Electrical Wireman in accordance with rule 48 of Indian Electricity Rules, 1937 to :--

Shri

Address

... ..

... ..

4th page.

This permit allows the holder to carry out wiring work only, subject to the conditions mentioned in the conditions framed by the Government of Rajasthan under Notification No ... dated but does not allow him to undertake supervising or electrical contracting work.

This permit is to be carried on the holder's person.

Electric Inspector to the Government of Rajasthan, Jaipur.

5th, 6th and 7th pages.

Date of renewal

Date of expiry.

Signature of the Electric Inspector to Government.

8th, 9th, 10th and 11th pages.

Endorsements.

FORM "E"

Application form for renewal of Certificate/Permit District

No.

1. Applicant's name.

2. Father's name.

3. Caste.

4. Full postal address.

5. Date of birth.

6. Certificate/Permit (1) No.
(2) Date of issue

7. No. & Date of Treasury Challan.

I do hereby declare that the particulars given above are correct.
Date _____ Signature of Applicant.

INSTRUCTIONS

The application form should be filled in and submitted under a Registered Acknowledgement Due cover to the Office of the Electric Inspector to the Government of Rajasthan, Jaipur, with Treasury Challan for Rs. 4/-, or Rs. 2/- which should be deposited under the Head—"XIII—Other Taxes and Duties. B—Receipts from Electricity duties. Fees for Licences and Wiremen's Certificate etc." in the name of Electric Inspector to the Government of Rajasthan, Jaipur.

FORM "F"

Application for the issue of Duplicate Copy of Certificate/Permit
No. _____ Date _____

(Issued by the Electric Inspector to the Government of Rajasthan, Jaipur).

I, _____ son of _____ resident of _____, do hereby declare that Certificate/Permit, as noted above has actually been lost/stolen, and solemnly affirm that this statement is correct.

I, _____, two, recent unmounted photographs and Treasury Challan No. _____ dated _____ for Rs. 2/- deposited under the Head—"XIII—Other Taxes and duties. B.—Receipts from Electricity duties. Fees for Licences and Wiremen's Certificate etc." in the name of Electric Inspector to the Government of Rajasthan, Jaipur, are enclosed herewith.

Date Signature of Certificate or Permit Holder

Witnesses :— (1)
(2)

Important:—Any person who makes, procures to be made or assists in making false representation for the purpose of obtaining for himself or any other person a certificate or permit will be criminally prosecuted.

(Not to be filled in by the applicant)

Issue Duplicate copy of Certificate/Permit No.... ..
Date.... ..

Electric Inspector to the
Government of Rajasthan, Jaipur.

Duplicate copy of Certificate/Permit No....

dated...., issued under this office No....

dated...

FORM "G"

(To be Filled in English)

APPLICATION FOR AN ELECTRICAL CONTRACTOR'S LICENCE.

1. Name (title) in which an electrical Contractor's Licence is applied for... ..

2. Business Address... ..

3. Full name, home address and age of the Proprietor.....

... ..

4. Names, home addresses and ages of partners:—

(1)... ..

(2)... ..

(3)... ..

5. If a Contractor's licence has been previously granted, details to be given....

6. Previous experience with licensed electrical Contractor...

... ..

7. Details of permit holder on the strength of whose permit the Contractor's licence is applied for... ..

8. Give approximately the value of the stock of electrical material and equipment usually kept by the Firm... ..

9. Fee paid into the Government Treasury,...
vide Challan No... .. dated... ..for Rs. 100/-
(to be forwarded with the application).

NOTE:—The applicant shall, if required by the Electric Inspector, Government of Rajasthan, Jaipur, produce evidence of solvency and capability to undertake wiring work.

I/We... ..hereby declare that the particulars stated above are correct to the best of my/our knowledge and that I/We fully understand the terms and conditions under which an electrical contractor's Licence is granted, a breach of which will render the licence liable for suspension or withdrawal.

I/We... ..hereby also declare that I/We have in my/our possession a latest copy of the conditions for the grant of certificates of competency and permits to supervisor and wiremen and Licences to electrical contractors and other matters connected therewith and that I/We shall notify the Electrical Inspector, Government of Rajasthan, every change of address.

Signature of Applicants.

FORM "H"

Half Yearly Return to be submitted by Electrical Contractors.

No. of Licence

Name of Contractor....

Address...
.....

We/I do hereby declare that the particulars noted hereunder are correct, and that We/I fully understand the terms and conditions under which a contractor's licence is granted, and that a breach of these renders the licence liable to be suspended or cancelled.

Date

Signature of Contractor.

No.	Name of employee.	Technical Staff.				Date of		Particulars of work shop appliances and testing equipment.	Value of stock upto-date.
		Super-visor's Certificate number.	Wireman's permit number.	Appren-tices	Employ-ment.	Dis-charge			
							Manufac-turer's name.	No.	

Signature of Contractor.

FORM "J"

GOVERNMENT OF RAJASTHAN

Licence to Electrical Contractors—Class A & B.

No. of Licence....Date of issue....

Mr./Messrs....is/are hereby authorised to
 carry out electric installation work in the whole State of Rajasthan,
 City....only, according to the conditions
 framed by the Government of the Rajasthan under Notification
 No....date....

*Electric Inspector to the
 Government of Rajasthan, Jaipur.*

Date of Renewal	Date of expiry	Signature of the Electric Inspector to the Govern- ment of Rajasthan, Jaipur.

FORM "K"
Register of Supervisors, Wiremen and Apprentices of the Electrical Contractor's Licence
 No. _____
 Name. _____

Serial No.	Name of employee	Wiring Staff			Date of	Remarks.
		Supervisor's Certificate No.	Wiremen's Permit No.	Non-certificated Wiremen and Apprentices		

FORM "L"

Attestation Certificate

Name & Address of consumer.....

 Nature and quality of work.....

 The following staff as detailed below was engaged on the above work. It has been supervised and tested by me and I hereby declare that it complies with the requirements of the Indian Electricity Rules, 1937. Safety Rules and the Government Specifications.
 Name of Wiremen..... Permit No.....
 Name of Apprentices.....
 Dated.....

Signature of Supervisor.
 Dated..... Certificate No.....
 Countersigned.

Signature of Contractor, Licence No.....
 (To be kept by the Contractor).

FORM "L"

Attestation Certificate

Name & Address of consumer.....

 Nature and quality of work.....

 The following staff as detailed below was engaged on the above work. It has been supervised and tested by me and I hereby declare that it complies with the requirements of the Indian Electricity Rules, 1937. Safety Rules and the Government Specifications.
 Name of Wiremen..... Permit No.....
 Name of Apprentices.....
 Dated.....

Signature of Supervisor
 Dated..... Certificate No.....
 Countersigned.

Signature of Contractor, Licence No.....
 (To be sent to the Supply Co. with the Completion Certificate).

"THE SCHEDULE"

(See clause 3 A)

"The syllabus for electrical supervisors examination."

The candidate is to secure 40 per cent. as pass marks in each of the following written papers and so also separately in the 'Oral and Practical Test' based on this Syllabus, to be declared as successful in the Examination. The written papers will be of 50 marks each of 2 hours duration and the 'Oral and Practical Test' will be of 100 marks.

PAPER I*Electricity Theory (Elementary Knowledge)***COMPULSORY**

Principles of Electricity:—Electric pressure, current and resistance. Ohms Law. Specific resistance. Laws of resistance and their application for calculating voltage drop. Series and parallel circuits. Practical units of voltage, current, resistance, power and energy, Relation between electrical power unit (KW) and mechanical power unit (H. P.).

Electromagnetism:—Production of E. M. F. and Fleming's hand rule. Magnetic, chemical and heating effects of electric current. Magnetic Properties of material. Electromagnets and their applications.

Material:—Conductors, Non-Conductors and insulators. Insulating materials and their relative merits. Transformer oil. Effect of heat and moisture on insulation. Lubricants and their uses.

Different types of wires, cables, switches, circuitbreakers, cut-outs etc. and their safe current carrying capacity. Use of tables and data sheets generally given in electrical hand books.

Generation of Electricity:—Natural sources of Energy. Types of prime movers. Methods of producing Electric Motive Force. Alternating current and direct current.

A. C. Generators (Alternators):—Essential components and constructional features. Methods of voltage and frequency control. Conditions and methods for synchronising. Simple associated switch board and its accessories.

D. C. Generators:—Essential components and constructional features. Shunt, series and compound dynamos and their characteristics. Causes of sparking. Interpoles. Commutators and their maintenance. Carbon brushes their adjustment and care. Methods of voltage regulation. Conditions for parallel operation, Simple associated switch board and its accessories.

Batteries:—Primary cells, dry cells. Storage or secondary batteries. or accumulators and their installation. Lead acid cells. Nickel iron or alkaline cells. Initial and subsequent charging of batteries Charging circuits and their calculations. Series and parallel circuit. Maintenance of batteries. Use of hydro-meters.

A. C. Motors:—Theory of Induction, (Squirrel cage and slip ring type), synchronous and commutator motors, their uses, installation method of starting and speed control and reversal of direction.

D. C. Motors:—Theory of series, shunt and compound wound type motors, their uses, installation, method of starting and speed control and reversal of direction.

A. C. Circuits:—Knowledge of vectors. Phase and phase difference Resistance. Inductance and capacitance in an A. C. circuit. Periodicity of frequency. Power and power-factor. Single phase and three phase systems. Star and Delta connections. Phase sequence.

Controlling and Regulating Gear:—Knowledge of various types of switches and circuit-breakers and cut-outs, starters, regulators, protective devices for both A. C. and D. C. motors and their wiring with the motors.

Transformation:—Knowledge of single phase and three phase transformers, their construction, use and maintenance, phasing out. Parallel working. Auto-transformer. Transformer tappings. Temperature rise. Instrument transformer.

Conversion:—Principles of operation of motor generator Sets, rotary convertors and mercury arc rectifiers.

Transmission and Distribution:—

(a) *Overhead lines.*—Simple calculations and general principles of construction of low, medium and high pressure lines: size of conductors, length of spans, sags, strength of poles, spacing of conductors, cross arms, effects of temperature, wind pressure, ice and snow: tension on wire, Insulators, brackets, stays, struts, guard-wires and other protective devices. Earthing. Lightning arrestors and lightning conductors and their testing. Testing and fault location.

(b) *Underground cables.*—Simple calculations and general principles of laying cables direct in ground, in troughs and pipes: handling, bending joining, plumbing, underground and above ground junction boxes. Distribution board and pillars. Joint box compound, melting of compounds and filling boxes with compounds. Testing and fault location.

Illumination:—Metal filament lamps. Fluorescent lamps circuits. High voltage luminous tube sign installation. Photometric units and simple measurements. General requirements of efficient lighting and its elementary calculations. Street lighting. Time switches.

Safety Rules:—Working knowledge of—

(i) Indian Electricity Rules.

(ii) Wiring Rules.

Protection and restoration of persons suffering from electric shock.

PAPER II

Electricity Utilization.

Optional for Mines Installation Supervisors only and
Compulsory to Rest.

Domestic Installations:

Wiring:—Wiring lay-outs of different types such as cleat, metal sheathed, wood, casing and capping, Cab Type Sheathed, conduit and armoured cable for lighting and power installations in residential premises together with the necessary switchgear. Estimates of materials and cost of different types of installations. Wiring of temporary installations and portable appliances.

Circuit Diagrams:—Electrical connections of various circuits for—

(i) house wiring including those for main and sub-distribution Boards, switches cut-outs etc. together with the load statement for each circuit and

(ii) lifts with their safety devices.

Apparatus:—Installation and maintenance of heaters, cookers, refrigerators, and other domestic appliances, electric bells and indicators, small motors for pumps and electric lifts.

Energy Measurement and charges:—Energy meters both D. C. and A. C. for house service.

Simple calculations relating to cost of energy. Elementary knowledge of methods of charging for energy.

Testing and fault attendance:—Detection and location of faults in domestic appliances and wiring installations. Insulations and continuity tests. Rectification of faults. Tests for insulation resistance to earth. Earth testing.

Protective devices:—Elementary knowledge of the use of fuses and cut-outs. Earthing of domestic appliances, motors etc. Use of lightning arrestors.

Industrial Installations:

Wiring.—Wiring lay-outs of different types such as cleat, wood casing and capping, metal sheathed, Cab Type Sheathed, conduit and armoured cable for lighting and power installations in industrial premises together with the necessary switchgear. Estimates of materials and cost of different types of installations. Wiring of temporary installations and portable appliances.

Circuit Diagrams:—Electrical Connections for—

(i) D. C. & A. C. generators, switchboards, transformers.

(ii) Main and sub-distributing boards with circuit breakers; switch-fuse units, with load statement for each Circuit.

(iii) D. C. & A. C. motors, their starters, regulators.

(iv) Battery charging equipment.

(v) Converting machinery.

(vi) Lifts with their safety devices.

Pump Installations:—General principles and elementary calculation of head, power and energy requirements.

Apparatus:—Installation and maintenance of generators, electric motors, electric lifts, electric furnaces, electric welding plants, haulage and winding machines, cooling and heating appliances.

Power and Energy Measurement and Charges:—Measurement of Power, Watt-meters, Energy meters both D. C. & A. C., Power factor correction by capacitors.

Simple calculations relating to cost of power and energy. Elementary knowledge of methods of charging for demand and energy.

Testing and Fault Attendance:—Detection and location of faults in D. C. & A. C. generators, motors, overhead distribution lines and underground cables, electric instruments and apparatus and wiring installations. Rectification of faults. Insulation and continuity tests. Tests for insulation resistance to earth. Earth Testing.

Protective devices:—Elementary knowledge of earthing of generators, motors, machines, installations and appliances. Use of lightening arrestors, fuses including higher rupturing capacity fuses, out-outs, circuit breakers. Overload and no volt protection; thermal trips. Field breaking switches and overspeed protection.

PAPER III

Compulsory for Mines Installation Supervisors only and Optional to Rest.

Mines Installations:

Wiring:—Wiring lay-outs of different types such as oleats, lead covered cab type sheated for lighting purposes and armoured cable for power installation. Different types of trailing cables and their use.

Circuit diagrams:—Electrical connections for—

(a) D.C.&A.C. generators, switch boards, transformers etc.

(b) Distributing boards with circuit breakers, switch fuse units and gate-and switches.

(c) D. C. & A. C. motors, their starters and regulators.

Apparatus:—(i) Installations and maintenance of—

(a) Electrical winders, haulages and pump units, their control gears and starters.

(b) Rectifiers, rotary covertors and electric locomotives.

(c) Portable and transportable machineries Coal cutting machines, loaders, conveyors, Gateend Switches, drill panels with drill units and their control system.

(ii) General principles and elementary calculations of load, power and energy consumption in pumping, hauling and winding installations and other working face machineries.

*Power and Energy measurement and charges:—*Measurement of power, watt meters, energy meters both D. C. & A. C. power factor corrections by capacitors, simple calculations relating to cost of power and energy. Elementary knowledge of methods of charging for demand and energy.

*Testing and fault attendance:—*Detection and location of earth or other faults in electrical apparatus and cables. Insulation and continuity test. Rectification of faults. Test for insulation resistance to earth. Testing of leakage protective device. Earth testing.

*Protective devices:—*Elementary knowledge of earthing of metal frames of machineries. Use of fuses. Overload, no-volt and earth leakage protection of circuit breakers.

*Safety Rules:—*Working knowledge of—

The Indian Electricity Rules, 1956 with particular reference to Chapter X.

PRACTICAL

(Oral and Practical Tests)

Oral and Practical Tests on the basis of the Syllabus.

Rules for the grant of Certificates of Competency to Electrical Supervisors and wiremen and Licences to Electrical Inspectors in the State of Rajasthan.

Irrigation & Power (I) Department

NOTIFICATION

Jaipur, October 16, 1959.

No. D.5239/59/F.8 (28) PW/B/58.—In exercise of the powers conferred by rule 45 of the Indian Electricity Rules, 1956, the State Government hereby makes the following further amendments in the 'Conditions and Rules for the grant of Certificates of Competency to Electrical Supervisors and Wiremen and Licences to Electrical Contractors in the State of Rajasthan' (hereinafter referred to as "Conditions and Rules"), namely:—

(1) After Clause 2 of the Conditions and Rules, the following clauses shall be inserted, namely:—

"2 A. There shall be a Technical Committee consisting of—

- | | |
|--------------------------------------------------------------------------------------------------|---------------------------|
| 1. The Chief Engineer—cum—Technical Member, Rajasthan State Electricity Board. | Chairman |
| 2. A Superintending Engineer to be nominated by the Chairman, Rajasthan State Electricity Board. | Member |
| 3. Electric Inspector to Government | Secretary—
cum—Member" |

"2 B. The functions of the Technical Committee shall be as under:—

(a) to function as Board of Examiners for conducting the examinations of Electrical Supervisors and Wiremen for the grant of Certificates of Competency or Permit;

(b) to make recommendations to the State Government for grant of certificates of Competency, to the Supervisors under the proviso to sub-clause (2) of clause 3 of the Conditions and Rules;

(c) to issue licences to Electrical Contractors;

(d) to grant certificates of Competency to wiremen and Supervisors;

(e) to enquire into allegations of incompetence, negligence, breach of the Indian Electricity Rules or malpractices on the part of any Wireman; Supervisor or Contractor holding a certificate of Competency or Licence, as the case may be granted by the Technical Committee or breach of any condition of the Licence granted by the Technical Committee and to take such action in respect of such Certificate or Licence as may be considered necessary;

(f) to study cases of Electrical accidents due to incompetent wiring work in the State and to take steps or propose measures for avoiding such accidents; and

(g) to do other such work as the State Government may direct from time to time in connection with the enforcement of rule 45 of the Indian Electricity Rules, 1956 in the State.

(2) In clause 3 of the Conditions and Rules:—

(1) The first para shall be numbered as sub-clause (1) thereof and for the words "Electric Inspector to Government of Rajasthan" occurring therein, the words "Technical Committee in its capacity as the Board of Examiners" shall be substituted;

(2) Sub-clause (1) shall be renumbered as sub-clause (2) and after the words "Form 'C'" occurring therein, the words "by the Technical Committee" shall be added and between the words "opinion" and "such" occurring in its proviso, the words "based on the recommendation of the Technical Committee" shall be inserted and

(3) Sub-clause (2) shall be renumbered as sub-clause (3) and its words shall be replaced by the following words, namely:—

"permit to Wiremen.—Every candidate who has passed the Wireman's course of any of the institutions recognised by the Government shall be granted a permit in form 'D' after his approved experience of 5 years in the Electric Installation Work:

Provided that the Technical Committee may grant such permit on payment of the prescribed fee to any person not so qualified if in their opinion such person is otherwise qualified to work as a Wireman."

(3) In clause 4 of the Conditions and Rules, for the words "Electric Inspector to Government", the words "Technical Committee" shall be substituted.

(4) In clause 8 of the Conditions and Rules, for the words "Electrical Inspector" occurring in Sub-clause (1) thereof and for the words "Electrical Inspector to Government" occurring in sub-clause (2) thereof, the words "Technical Committee" shall be substituted.

(5) In clause 11 of the Conditions and Rules—

(1) for the figures "1937" occurring in the first paragraph, the figures "1956" shall be substituted and

(2) for the words "Electric Inspector" wherever they occur in its proviso, the words "Technical Committee" shall be substituted.

(6) In clause 12 of the Conditions and Rules, for the words "Electric Inspector to Government" wherever they occur, the words "Technical Committee" shall be substituted.

(7) In clause 14 of the Conditions and rules, for the words "Electric Inspector to Government", the words "Technical Committee" shall be substituted.

(8) In clause 16 of the Conditions and Rules, for the words "Electric Inspector to Government may, in his" the words "Technical Committee may, in their" shall be substituted.

(9) In clause 21 of the Conditions and Rules, for the figures "48" and "1937", the figures "45" and "1956" shall be substituted respectively.

(10) In clause 23 of the Conditions and Rules (1) for the words "Electric Inspector" and "his" occurring in sub-clause (1) thereof, the words "Technical committee" and "their" shall be substituted respectively, and,

(2) for the words "Electric Inspector to Government under sub-rule (1)" occurring in sub-clause (2) thereof, the words, "Technical Committee under sub-clause (1)" shall be substituted.

(11) For clause 25 of the Conditions and Rules, the following clause shall be substituted, namely:—

"25. A register of all licenced electrical contractors and of all persons holding wiremen's or supervisors' Certificates of Competency shall be maintained by the Technical Committee".

(12) In the Forms C and D annexed to the Conditions and Rules, for the words and figures "Rule 48 of Indian Electricity Rules, 1937", the words and figures "Rule 45 of the Indian Electricity Rules, 1956", shall be substituted.

(13) In form L annexed to the Conditions and Rules, for the figures "1937" wherever they occur, the figures "1956" shall be substituted.

By Order of the Governor,
GOVERDHAN SINGH,
Secretary to the Government.

Indian Electricity Rules, 1956

Power Department

Jaipur, May 19, 1966.

Notification No. F. 6 (163) PW/EM/51.—In exercise of the powers conferred by rule 45 of the Indian Electricity Rules, 1956 the State Government hereby makes the following amendments in the “conditions and Rules for the grant of certificates of competency to Electrical Supervisors and Wireman and licences to Electrical Contractors in the State of Rajasthan”, namely:—

AMENDMENTS

In the said of conditions and Rules:—

1. For rule 20, the following shall be substituted, namely:—

“20. The contractor shall submit return twice a year in Form ‘H’ on or before the 15th July and 15th January each year and the monthly statement of works done in the preceding month in Form ‘M’ on or before the 10th of every month and also any other return or information as may be required by the Electrical Inspector to Government at any time.”

2. After Form ‘L’, the following Form shall be added, namely:—

FORM ‘M’

MONTHLY STATEMENT OF WORKS FOR THE MONTH OF.....

Name of Electrical Contractor

Licence No..... Renewed upto.... ..

Serial No.	Particulars of premises of applicant consumer.	Date of Contract.	Date of commencement of works.	Date of completion of works.
------------	------------------------------------------------	-------------------	--------------------------------	------------------------------

1	2	3	4	5
---	---	---	---	---

Particulars of Installation.

No. of Light Points.	No. of Fan points	No. of plug points	No. of power plug.	No. of H.P.	Type of wiring
----------------------	-------------------	--------------------	--------------------	-------------	----------------

6	7	8	9	10	
---	---	---	---	----	--

Notifications under

INDIAN ELECTRICITY RULES, 1937 AND 1956.

Published in Raj. Raj-patra Dated June 20, 1953 part I at page 260 :

PUBLIC WORKS DEPARTMENT, JAIPUR.

NOTIFICATION.

Jaipur, June 1, 1953.

No. F. 6 (23) P.IV.E.M/53—In exercise of the powers conferred under rule 49, sub rules (5), (6) and (8) of the Indian Electricity Rules, 1937, Government have been pleased to order the fixation of Inspection Plates at every consumer's premises in Rajasthan at a cost of Rs. 1/4/- per plate, payable by each consumer. The installation will be tested once in every two years.

KAMLA PRASAD,

Secretary to the Government.

[Published in Raj Raj-patra Dated January 14, 1956 part I (b) at page 896 :

ENGLISH TRANSLATION

(Authorised by the His Highness the Rajpramukh)

Jaipur, December 12, 1955

No. F. 6 (70)/P.IV/EM/54.—In exercise of the powers conferred by the proviso to sub-rule (3) of the rule 36 of the Indian Electricity Rules, 1937, the Government of Rajasthan is pleased to order that the forms given below for the preparation and submission of annual accounts of an electric supply undertaking of the State shall be substituted for the existing forms in Appendices IV and V of the Indian Electricity Rules 1937. This will apply to all licensees, whether local authorities or others.

STATEMENT I

Summary of technical and financial particulars for the year ended.....

A—Technical—

1. Year of working.
2. Area of supply in square miles.
3. Approximate population in area of supply.
4. Installed capacity of generating plant—
Steam.....
Oil
Hydro.....
Total.....
5. Maximum demand on the system-Kw :
6. Kwh. generated.
7. Kwh. used for Power Station Auxiliaries.
8. Kwh. purchased from other agencies.
9. Kwh. available for sale (6—7+8).
10. Kwh. sold.
11. Fuel—
(a) (i) Coal consumed in tons.

- (ii) Average calorific value per lb. of coal consumed.
- (iii) Average cost of coal per ton.
- (b) (i) Oil consumed in tons.
- (ii) Average calorific value per lb. of oil consumed.
- (iii) Average cost of oil per ton.
- 12. Total number of consumers.
- 13. Total connected load—Kwh.
- 14. Segregation of Kwh, sold—
 - (i) Domestic or residential:—
 - (a) Heat and power.
 - (b) Light and fans.
 - (ii) Commercial :
 - (a) Heat and power.
 - (b) Light and fans.
 - (iii) Industrial Power :
 - (a) Low and medium voltage.
 - (b) High voltage.
 - (iv) Public Lighting.
 - (v) Traction.
 - (vi) Irrigation.
 - (vii) Public water works and sewage pumping.
 - (viii) Supplies in bulk to distributing licensees.

B—Financial—

- 1. Share Capital (Paid-up).
- 2. Loan Capital (other than loans advances by Electricity Board).
- 3. Total Capital in use (1 & 2).
- 4. Total Capital expenditure.
- 5. Capital Base (vide Clause XVII-1 of Schedule VI of the Electricity (Supply) Act, 1948).
- 6. Reasonable Return (vide Clause XVII-9) of Schedule VI of the Electricity (Supply, Act, 1948).
- 7. Clear Profit (vide Clause XVII-2).
- 8. Actual sum permissible by the Electricity (Supply) Act, 1948, for distribution to share and Debenture holders.
- 9. Item (8) expressed as a per cent. of item (3).
- 10. Item (8) expressed as a per cent. of item (4).
- 11. Item (8) expressed as a per cent. of item (5).
- 12. Dividend declared for the year:—
 - (a) On ordinary shares.
 - (b) On preference shares.
- 13. Market price of shares:—
 - (a) Ordinary shares.
 - (b) Preference shares.
- 14. Operating expenses (vide Statement V).

15. Depreciation set apart (vide State VI).
16. Total operating cost including depreciations (14 & 15).
17. Cost per Kwh sold (16—Kwh sold).
18. Revenue per Kwh. (overall).
19. Revenue per Kwh. sold—
 - (i) Domestic or Residential:
 - (a) Heat and power.
 - (b) Light and fans.
 - (ii) Commercial:
 - (a) Heat and power.
 - (b) Light and fans.
 - (iii) Industrial Power:
 - (a) Low and medium voltage.
 - (b) High voltage.
 - (iv) Public Lighting.
 - (v) Traction.
 - (vi) Irrigation.
 - (vii) Public water works and sewage pumping.
 - (viii) Supplies in bulk to distributing licensees.

STATEMENT II.

ELECTRIC LICENCE DATED.....

NAME OF UNDERTAKING..... YEAR OF OPERATION

Station of Share and loan capital for the year ended.....

(Applicable to Companies).

Description of Capital.	Balance at	Receipts	Re-deemed	Balance at	Remarks.
	the begin- ning of the year.	during the year.	during the year.	the end of year.	
	Rs.A.P.	Rs.A.P.	Rs.A.P.	Rs.A.P.	
A—SHARE CAPITAL.					
Authorised Capital.					
.....ordinary shares of Rs. each ..					
.....per cent. preference shares of Rs. „ ..					
Issued Capital.					
.....ordinary shares of Rs. „ ..					
.....per cent. preference shares of Rs. „ ..					
Subscribed Capital.					
.....ordinary shares of Rs. „ ..					
.....per cent. preference shares of Rs. „ ..					
Called up Capital.					
.....ordinary shares of Rs. „ ..					
.....per cent. preference shares of Rs. „ ..					
Less calls in arrears					

Paid-up Capital.

Forfeited shares

Call in advance

Total, Share Capital

B—LOAN CAPITAL.

Loans from Provincial Electricity

Board

Debentures

Other loans Secured

Loans and advances

Total, Loan Capital

C—OTHER CAPITAL.

Consumer's contribution for service
connections after the commence-
ment of Electricity (Supply)
Act, 48.

Special items to be specified

Total, Other Capital

Total, Capital Raised and

Appropriated

STATEMENT IIA

Applicable to Local Authority Licensees.

Description of loan.	Principal sum sanctioned.	Period of Payment			Receipts during the year.	Instalment of loan refunded during the year.	Balance at the end of the year.	Remarks.
		From	Amount of insta- lment.	Balance at the beginning of the year				
		Rs.	Rs.	A.P.	Rs.	A.P.	Rs.	A.P.

A—

Total Loan Capital

Outstanding ...

B—OTHER CAPITAL.

Consumer's contribu-
tion for service
connections after the
commencement of
Electricity (Supply)
Act, 1948 ...Special items to be
specified ...

Total Other capital

Total, Capital Raised
and Appropriated...

STATEMENT III

Statement of Capital Expenditure for the year ended.....

	Balance at the beginning of the year.	Additions during the year.	Retirements during the year.	Balance at the end of the year.	Remarks.
	Rs.	Rs.	Rs.	Rs.	
A—INTANGIBLE ASSETS.					
1. Preliminary expenses			
2. Cost of licence			
3. Miscellaneous expenses			
Total, Intangible Assets			
B—HYDRAULIC POWER PLANT.					
1. Land and rights			
2. ....Buildings and structures			
3. Reservoirs, dams, waterways and pipelines			
4. Water wheels, generators and accessory equipment			
5. Miscellaneous power plant equipment			
6. Other Civil works			
Total, Hydraulic Power Plant			
C—STEAM POWER PLANT.					
1. Land and rights			
2. Buildings and structures			
3. Boiler Plant and equipment...			
4. Engines, turbines, generators and accessory equipment			
5. Miscellaneous power plant equipment..			
6. Other civil works			
Total, Steam Power Plant			
D—Oil or Gas Power Plant.					
1. Land and rights			
2. Buildings and structures			
3. Engines, generators and accessory equipment			
4. Miscellaneous power plant equipment			
Total, Oil or Gas Power			
E—Transmission Plant (Extra High Voltage).					
1. Land and rights			
2. Buildings and structures			

- | | | | |
|------------------------------------|-----|-----|-----|
| 3. Station equipment | ... | ... | ... |
| 4. Towers, poles and fixtures | ... | ... | ... |
| 5. Overhead conductors and devices | ... | ... | ... |
| 6. Underground cables and devices | ... | ... | ... |

Total, Transmission Plant (E.H.V.)..

F-Distribution Plant-High Voltage.

- | | | | |
|------------------------------------|-----|-----|-----|
| 1. Land and rights | ... | ... | ... |
| 2. Sub-station equipment | ... | ... | ... |
| 3. Lines transformer | ... | ... | ... |
| 4. Towers, poles and fixtures | ... | ... | ... |
| 5. Overhead conductors and devices | ... | ... | ... |
| 6. Undergeound cables and devices | ... | ... | ... |
| 7. Service connections... | ... | ... | ... |
| 8. Meters and accessory equipment | ... | ... | ... |

Total, Distribution Plant (H.V.)

G-Distribution Plant-Medium and Low Voltage.

- | | | | |
|------------------------------------|-----|-----|-----|
| 1. Land and rights | ... | ... | ... |
| 2. Poles and fixtures | ... | ... | ... |
| 3. Overhead conductors and devices | ... | ... | ... |
| 4. Underground cable and devices | ... | ... | ... |
| 5. Service connections | ... | ... | ... |
| 6. Meters and accessory equipment | ... | ... | ... |

Total, Distribution Plant (M.&L.V.)

H-Public-Lighting.

- | | | | |
|---------------------------------------|-----|-----|-----|
| 1. Street and signal lighting systems | ... | ... | ... |
| 2. | ... | ... | ... |

J-General Equipment.

- | | | | |
|-------------------------------------------|-----|-----|-----|
| 1. Land and rights | ... | ... | ... |
| 2. Buildings and structures | ... | ... | ... |
| 3. Office furniture and equipment | ... | ... | ... |
| 4. Transportation equipment | ... | ... | ... |
| 5. Laboratory and meter-testing equipment | ... | ... | ... |
| 6. Stores | ... | ... | ... |
| 7. Tools and work equipment | ... | ... | ... |
| 8. Communication equipment | ... | ... | ... |
| 9. Miscellaneous equipment | ... | ... | ... |

Total, General Equipment

Total, Capital Assets

Note:-Capital cost figures against item Nos. F-7 and G 5 should include the contribution made by consumers to wards service line charges.

STATEMENT IV

Statement of revenue for the year ended.....

	Amount for Year.		Remark.
	Rs.		
A—Revenue By Sale Of Electricity For-			
1. Domestic or residential-			
(a) Lights and fans	
(b) Small power	
2. Commercial-			
(a) Lights and fans	
(b) Small power	
3. Industrial-			
(a) Medium and low voltage			
(b) High voltage	
4. Public Lighting	
5. Traction	
6. Irrigation	
7. Public water work and sewage pumping	
8. Supplies in bulk to distributing licensees	
Total, Receipts by sale of Electricity			
B—Miscellaneous Revenue from Consumers.			
1. Sale of stores	
2. Rentals from—			
(a) Property	
(b) Meters	
(c) Electric motors, fittings and appliances	
3. Other receipts (to be specified)	
Total, Miscellaneous revenue from consumers...			
C—Other Revenue.			
1. Interest on securities and investments.			
2. Commission for the collection of electricity duty	
3. Miscellaneous items (to be specified)	
Total, other Revenue	
Total, Electric Operating Revenues....			

STATEMENT V

Statement of Operating Expenses for the year ended.....

	Amount for Yrs., Remarks.	
	Rs.	

A—Hydraulic Power Generation.

(a) Operation—

(1) Water for power	...	...
(2) Salaries for supervisory staff	...	...
(3) Salaries and wages for labour	...	...
(4) Lubricants and other consumable stores	...	...
(5) Station supplies and miscellaneous expenses	...	...
Total, Operation	...	...
<hr/>		
(b) Maintenance		
(1) Salaries for supervisory staff	...	...
(2) Reservoirs, dams, waterways and pipe lines.	...	...
(3) Prime-movers, generators and accessory equipment	...	...
(4) Other Civil Works	...	...
Total, Maintenance...	...	...
Total, Hydraulic Power Generation Expenses	...	...

B—Steam Power Generation.

(a) Operation—		
(1) Fuel	...	...
(2) Salaries for supervisory staff	...	...
(3) Salaries and wages for labour	...	...
(4) Lubricants and other consumable stores	...	...
(5) Water (if purchased separately)...	...	...
(6) Station supplies and miscellaneous expenses	...	...
Total, Operation	...	...
<hr/>		
(b) Maintenance—		
(1) Salaries for supervisory staff	...	...
(2) Boilers, furnaces, steam pipes and accessory equipment	...	...
(3) Engines, turbines, generators and accessory equipment	...	...
Total, Maintenance	...	...
Total, Steam Power Generation Expenses	...	...

C—Oil or Gas Power Generation.

(a) Operation—		
(1) Fuel	...	...
(2) Salaries for supervisory staff	...	...
(3) Salaries and wages for labour	...	...
(4) Lubricants and other consumable stores	...	...
(5) Water (if purchased separately)...	...	...

(6) Station supplies and miscellaneous expenses	...	...	_____
Total, Operation	...	...	_____
(b) Maintenance			
(1) Salaries for supervisory staff	...		_____
(2) Engines, generators and accessory equipment	...	...	_____
Total, Maintenance	...		_____
Total, Oil or Gas Power Generation Expenses	...	...	_____
D—Power Purchased			_____
Total, production expenses A-B-C-D			_____
E—Transmission (extra high voltage). Operation and Maintenance.			
(1) Salaries for supervisory staff	...		_____
(2) Salaries and wages for labour for stations	...	...	_____
(3) Salaries and wages for labour for lines	...	...	_____
(4) Supplies and miscellaneous expenses for stations	...	...	_____
(5) Supplies and miscellaneous expenses for lines,	...	...	_____
Total Transmission expenses (E.H.V.)			_____
F—Distribution—High Voltage Operation and Maintenance,			
(1) Salaries for supervisory staff			_____
(2) Salaries and wages for labour for stations	...	...	_____
(3) Salaries and wages for labour for H.V. mains	...	...	_____
(4) Supplies and miscellaneous expenses for stations	...	...	_____
(5) Supplies and miscellaneous expenses for mains,	...	...	_____
Total, Distribution (H.V.) Expenses			_____
G—Distribution—Medium and Low Voltage Operation and Maintenance			
(1) Salaries for supervisory staff	...		_____
(2) Salaries and wages for labour	...		_____
(3) Supplies and miscellaneous expenses	...	...	_____
Total, Distribution (M & L.V.) Expenses			_____
H—Public Lighting Operation and Maintenance.			

(1) Renewals of lamps	....	....
H—Consumer's Services, Accounts, Collection and Sales Promotion		
(1) Salaries for supervisory staff	....
(2) Meter reading and inspections	....
(3) Billing, collecting and accounting		
(4) Exhibitions, demonstrations and advertisements	....	....
(5) Merchandising, servicing and contract works	....	....
(6) Miscellaneous expenses	....	....
Total, Consumer's Services, etc.		

J—Rates and Taxes.

K—General Establishment charges.

(1) Salaries of general officers and executives	...	...
(2) Other general office salaries	...	
(3) Travelling and other expenses of officers and staff	...	...
(4) Rents and way leaves	....	...
(5) General Office and show-room maintenance and supplies	...	
(6) Auditors' services	...	...
(7) Legal Services	...	...
(8) Insurance	....	....
(9) Contributions to Provident Fund and Staff Pensions	....	....
(10) Other items (to be specified)	....
Total, General Establishment Charges		—

L—Management Expenses.

(1) Director's remuneration	...	
(2) Director's travelling and other allowances	....	....
(3) Managing Agent's ordinary remuneration	....	....
(4) Managing Agent's office allowance		
Total, Management Expenses	...	—
Total, Operating Expenses	...	—

STATEMENT VI

Statement of depreciation for the year ended.....

Description of assets in groups as per Statement II.	Balance Brought forward from last account.	Depreciation written off during the year.	Arrears of depreciation paid during the year.	With-drawals during the year.	Balance at the end of the year.	Remarks

"Arrears of Depreciations" Paid:

A—Intangible Assets
B—Hydraulic Power Plant	..	..
C—Steam Power Plant	..	..
D—Oil or Gas Power Plant	..	..
E—Transmission Plant—Extra High Voltage	..	..
F—Distribution Plant—High Voltage	..	..
G—Distribution Plant—Medium and Low Voltage	..	..
H—Public Lighting	..	..
J—General Equipment	..	..

TOTAL DEPRECIATION

*Balance of arrears of depreciation under the Electricity (Supply) Act, 1948 to be shown in Remarks column.

STATEMENT VII

Statement of Contingency reserve for the year ended.....

Particulars.	Balance at the beginning of the year.	Appropriations during the year of account.	Withdrawals during the year of account.	Balance at the end of the year.	Remarks
	Rs.	Rs.	Rs.	Rs.	

STATEMENT VIII

Statement of tariffs and dividends control reserve for the year ended.....

Particulars.	Balance at the beginning of the year.	Appropriations during the year of account.	Withdrawals during the year of account.	Balance at the end of the year.	Remarks
	Rs.	Rs.	Rs.	Rs.	

STATEMENT IX

Net revenue and appropriation account for the year ended.....

Dr		Cr.	
Particulars.	Amount.	Particulars.	Amount.
	Rs.		Rs.
1. To Balance from last account		1. By balance from last account	
2. To operating expenses as per Statement V		2. By gross receipts as per Statement IV ..	
3. To Depreciation as per Statement VI		3. By balance carried over	
4. To Bad debts written off			
5. To Taxes on income and Profits. ..			
6. To instalment of write-down in respect of intangible assets			
7. To Contribution toward Contingency Reserve			

8. To instalment of contribution towards arrears of depreciations. . . .
9. To interest paid and accrued on : . .
 - (a) Loans advanced by the Provincial Electricity Board
 - (b) Debentures
 - (c) Other secured loans
 - (d) Loans and advances
 - (e) Consumer's security deposits . .
10. To appropriation towards tariffs and dividends control reserve
11. To rebate to consumers
12. To dividend on preference shares . .
13. To dividend on ordinary shares . .
- To balance carried over

STATEMENT XI

Working Sheet for Schedule VI of the Electricity (Supply) Act, 1948.

Capital Base (cl. XVII-1)

1. Original cost of fixed assets.
(This should exclude the contribution made by consumers towards the cost of service lines, vide Cl. XII)
2. Cost of intangible assets.
3. Original cost of works in progress.
4. Compulsory investments.
5. Working capital:
 - (i) Average cost of stores, etc.
 - (ii) Average cash in hand and cash at bank subject to a maximum limit of 25 per cent. of item 17 below excluding its sub-items (i), (iv) and (x).
6. Total of items 1 to 5.
7. Accrued depreciation.
8. Intangible assets written off.
9. Loans advanced by the Board.
10. Total of items 7 to 9.
11. Capital base (item 6 less item 10).

Reasonable Return (Cl. XVII-9)

12. Return on 'Capital Base' at 5 per cent. standard rate free of tax.
13. Income from investments other than contingency reserve, vide Cl. IV.
14. 0.5 per cent. on loans advanced by the Board.
15. Reasonable return (total of items 12 to 14).

Clear Profit (Cl. XVII-2)

16. Revenue:—
 - (i) Gross receipts from sale of energy less discounts
 - (ii) Meter rentals.
 - (iii) Sale and repair of lamps and apparatus.

- (iv) Rents less outgoing.
- (v) Transfer fees.
- (vi) Investments fixed and call deposits and bank balances.
- (vii) Other general receipts.
- 17. Operating Expenses :—
 - (i) Generation and purchase of energy.
 - (ii) Distribution and sale.
 - (iii) Rents, rates and taxes (excluding tax on income and profit).
 - (iv) Interest on loans advanced by the Board.
 - (v) Interest on security deposits.
 - (vi) Legal charges.
 - (vii) Bad debts.
 - (viii) Auditors' fee.
 - (ix) Management.
(Managing Agent's remuneration, vide item 24 below).
 - (x) Depreciation, computed as per the Seventh Schedule.
 - (xi) Other expenses admissible for income-tax.
 - (xii) Contribution to Provident Fund, etc.
- 18. Special appropriations:—
 - (i) Towards previous losses.
 - (ii) All taxes on income and profits.
 - (iii) Instalment of write down in respect of tangible assets.
 - (iv) Contribution to contingency reserve.
(Not less than 1/4 per cent. and not more than 1/2 per cent. of item 1, subject to an over all accumulation of 5 per cent. of item 1).
 - (v) Contribution towards arrears of depreciation.
 - (iv) Other special appropriations permitted by the State Government.
- 19. Clear profit (item 16)—(17) plus 18).
- 20. Excess, if any, of clear profit over reasonable return (item 19-15).
- 21. Maximum sum permitted by Act for distribution to share and debenture holders:—
 - (a) Reasonable return item 15 plus.
 - (b) 1/3 of item 20 (subject to a maximum of 7-1/2 percent. of reasonable return).
- 22. Actual sum available for distribution to share and debenture holders.
Either item 21, or, if clear profit does not exceed reasonable return, it is limited to clear profit Item 19.
- 23. Tariff and dividend control reserve (half of item 20 21 (b))
- 24. Balance available for proportionate rebate to consumers or for carrying forward (same as item 23.)
- 25. Managing Agents' ordinary remuneration:—
10 per cent. of the first 5 lakhs of net profits as defined in section 87 (c) (3) of the Indian Companies' Act.

7 per cent. of all in excess of 5 lakhs.

(This is subject to a minimum payment not exceeding Rs. 2 per annum for each complete thousand rupees of paid up share and debenture capital, provided that if the paid up share and debenture capital be less than rupees five lakhs, it shall be taken as rupees five lakhs and if greater than rupees one crore, it shall be taken as rupees one crore.

26. Managing Agent's office allowance-basis for calculation—

(a) Operating expenditure—

- (i) Distribution and sale of energy.
- (ii) Rents, rates and Taxes.
- (iii) Interest on loans and security deposits.
- (iv) Legal charges.
- (v) Bad debits.
- (vi) Auditors fees.
- (vii) Other expenses.
- (viii) Contribution to provident fund, etc.

(b) Capital expenditure incurred during the year.

27. Managing Agents office allowance shall not exceed:—

- (i) 8 per cent. of the first Rs. 1 lakh of (a), above.
- (ii) 5 percent. of the next Rs. 2 lakhs of (a) above.
- (iii) $2\frac{1}{2}$ per cent. of the next Rs. 7 lakhs of (a) above.
- (iv) $1\frac{1}{2}$ per cent. of the excess over Rs. 10 lakhs of (a) above.
- (i) 4 per cent. of the first Rs. 1 lakh of (a), above.
- (ii) 3 per cent. of the next Rs. 2 lakhs of (b) above.
- (iii) $1\frac{1}{2}$ per cent. of the next Rs. 7 lakhs of (b) above.
- (iv) 1 per cent. of the excess over Rs. 10 lakhs of (b) above.

By Order,
Z. S. JHALA,

Secretary to the Government of Rajasthan.

Published in Raj. Raj-patra Dated May 26, 1956 part I (b) at page 210

ENGLISH TRANSLATION

[Authorised by His Highness the Rajpramukh]

NOTIFICATION

Jaipur, April 17, 1956

No. 7. 6 (132) Pw/ Em/54.—In exercise of the powers conferred by sub-Rule (2) of Rule 7 of the Indian Electricity Rules, 1937, the Government of Rajasthan is pleased to direct that the fees for testing and inspection, and generally for the services of the Inspectors under Indian Electricity Act, 1910 (hereinafter referred to as "the Act"), shall be levied in accordance with the following schedule annexed to this Notification, subject to other provisions of the Notifications.

2. Fees for inspection, examination or test of an installation made under the provisions of the Act and the rules thereunder shall also be levied in accordance with the said schedule and shall be payable by the person mentioned in the different scales of the said Schedule:

3. Provided that, if in the opinion of the Electric Inspector, a second or subsequent inspection, examination or test of the Installation is necessitated by the neglect or failure of the licensee or the owner, as the case may be, to carry out within a stipulated time any written order of the Electric Inspector, or by a breach of any of the provisions of the Act, or the rules thereunder, the fee for such second or subsequent inspection, examination or test shall be one half of the fee prescribed in scales. In other cases, such second or subsequent inspection etc. arising out of the first test shall not be charged for:

4. Provided, further that if an extension to or an alteration in the installation made since the date of the last, initial or periodical inspection, examination or test of the installation is inspected, examined or tested within twelve months of that date, a separate fee shall be levied in respect of such extension or alteration in accordance with the rates given in the said Schedule and shall be payable by the persons mentioned in the scales thereof.

5. The fees payable under these scales shall be paid prior to or at the time of the inspection, examination or test, in the office of the Electric Inspector either in cash or by Money Order.

SCHEDULE

Scale "A"

(1) For any inspection, examination or test made in pursuance of rules 60 to 64 of the Indian Electricity Rules, 1937, where energy is or is about to be supplied or used at medium or high pressure.

Capacity	Fee
Upto 5 K. W.	Rs. 5
Exceeding 5 K.W. but not exceeding 20 K.W. . .	Rs. 10
Exceeding 20 K.W. but not exceeding 50 K.W. . .	Rs. 20
Exceeding 50 K.W. but not exceeding 100 K.W. .	Rs. 20+5 for every 10 K.W. or part thereof in excess 50 K.W.
Exceeding 100 K.W. but not exceeding 1,000 K.W.	Rs. 45+10 for every 50 K.W. or part thereof in excess of 100 K.W.
Exceeding 1,000 K.W.	Rs. 250

(2) The fee shall be paid by the owner to whom energy is or is about to be supplied.

Scale "B"

(1) For an inspection, examination or test of any generating station receiving station or other place in which energy is generated or distributed :—

Capacity	Fee
(i) Domestic Lighting Sets in Residential premises upto and including 10 kilowatts.	Rs. 10
(ii) For cases other than mentioned in item (i) above :—	
Upto and including 25 kilowatts.	Rs. 25
Exceeding 25 kilowatts but not exceeding 50 kilowatts	Rs. 50
Exceeding 50 kilowatts but not exceeding 100 kilowatts	Rs. 75
Exceeding 100 kilowatts but not exceeding 250 kilowatts	Rs. 125
Exceeding 250 kilowatts but not exceeding 500 kilowatts	Rs. 175
Exceeding 500 kilowatts but not exceeding 750 kilowatts	Rs. 225
Exceeding 750 kilowatts but not exceeding 1,000 kilowatts	Rs. 275
Exceeding 1,000 kilowatts	Rs. 300

(2) In the case of generating station or other place, in which energy is generated, the fee shall be paid by the licensee or the person generating energy. In the case of receiving station, the fee shall be paid by the owner.

Scale "C"

(1) For an inspection, examination or test of any electric installation appliance or apparatus (other than a generating station or a receiving station for which a separate fee will be charged under Scale "B") in a factory within the meaning of the Factories Act 1948 (LXIII of 1948). to which energy is supplied by a licensee or in which energy is generated.

(i) For lighting or for purposes other than power (provided that no fees part thereof subject to under this item shall be charged a maximum of Rs. 100. in respect of an electric installation, appliance or apparatus in any factory where not more than 20 workers are employed)

(ii) For power Fees as per scale "A".

NOTE:—In any factory to which energy is supplied by a licensee or in which energy is generated both for lighting and for power, separate fees under clauses (i) and (ii) shall be charged, provided that the combined fees shall not exceed Rs. 450

(2) The fees shall be paid by the owner.

Scale "D"

(1) For an inspection or examination in pursuance of rules 38 to 40 and 72 of the Indian Electricity Rules, 1937 :—

(a) of a new medium or high pressure service . . . Rs. 10/-

(b) of a new medium or high pressure sub service tapped from the main service cut outs . . . Rs. 5/-

(2) The fee shall be paid by the licensee.

Scale "E"

(1) For an inspection or examination of every new aerial line including a service line, crossing either above or below a telegraph, telephone or other aerial

line at one or more spans; places or points in pursuance of rule 74 of the Indian Electricity Rules, 1937 .. Rs. 10/-

Provided that where more than one crossing situated within a distance of half a mile of each other are inspected at the time, the fee shall be as follows:—

For inspection of first crossing Rs. 10/-

For inspection of every additional crossing .. Rs. 5/-

(2) The fee leviable under this scale shall not be charged when the inspection has been carried out in conjunction with an inspection for which a fee is levied under scale "D" or "F".

(3) The fee shall be paid by the person whose line was last erected.

Scale "J"

(1) (a) For an inspection or examination of a new high pressure aerial Line, in pursuance of rule 79 of the Indian Electricity Rules, 1937 .. A minimum charge of Rs. 100 for a distance up to 10 miles and beyond this distance Rs. 5 for every mile or part thereof.

(b) For an inspection, examination or test of a medium or low pressure aerial distributing main .. Rs. 10 per mile or part thereof subject to a maximum of Rs. 100.

(2) The fee shall be paid by the licensee.

Scale "G"

(1) For an inspection and/or issue of a certificate under rule 70 (3) of the Indian Electricity Rules, 1937 .. Rs. 15/-

(2) The fee shall be paid by the person who proposes either to erect a new building or structure or to make any temporary addition or alternation in or upon any building or structure.

Scale "H"

(1) For an inspection or examination of any electric traction system, including trolley, wires or overhead equipment and test of bonding and leakage currents. .. Rs. 100/- per day or part thereof.

(2) The fee shall be paid by the licensees or the owner of the electric traction system as the case may be.

Scale "I"

(1) for the testing of energy meters :--

(a) For testing in the laboratory a single meter of any description :—

(i) Upto a capacity of 50 Amperes .. Rs. 10/-

(ii) Of a capacity exceeding 50 Amps. but not exceeding 200 Amps. .. Rs. 15/-

(iii) Of a capacity exceeding 200 Amps. but not exceeding 300 Amps. .. Rs. 20/-

(iv) Of a capacity exceeding 300 Amps. but not exceeding 500 Amperes. .. Rs. 35/-

- (b) If a meter is to be tested on the consumer's premises, the fees prescribed in clause (a) shall be increased by Rs. 5/- per meter.

- (2) The fee shall be paid by the owner of the meter.

Scale "J"

- (1) For an inspection, examination or test of any main, distributing main or service line for the existence of leakage therein, which may result in electrolysis or other injury to any water, gas or other pipe or to any appliance connected therewith. Rs. 30/- for the first hour or part thereof and there after Rs. 15/- per hour or part thereof.

- (2) If any leakage is discovered in any such main, distributing main or service line, the fee shall be paid by the licensee or the owner of the main, distributing main or service line, as the case may be.

If no leakage is discovered, the fee shall be paid by the owner of the water, gas or other pipe or of the appliance, on whose complaint the examination, inspection or test was made.

Scale "K"

- (1) For the testing of an installation for the existence of leakage to earth Rs. 10/-
- (2) The fee shall be paid by the party making application.

Scale "L"

- (1) For the localising of leakage to earth in any installation. Rs. 10 for the first hour or part thereof and thereafter Rs. 5 per hour or part thereof.

- (2) The fee shall be paid by the party making the application.

Scale "M"

For deciding any case of difference or disputes arising under Section 21 (4), 26 (4) or 26 (6) of or clause 5 (2) or 6 (3) of the Schedule to the Act, referred to the Electric Inspector. Rs. 15/- for each case. Payable by such person, as may be ordered by the Electric Inspector to do so, vide Rule 8, Indian Electricity Rules, 1937.

Provided that in case of difference or dispute referred to the Electric Inspector for being decided under section 26 (6) of Act, additional fee for the testing of a meter in accordance with scale I shall be recoverable.

Published in Raj. Raj-patra Dated May 23, 1957 part IV (c) at page 62 :

Public Works Department

NOTIFICATION,

Jaipur, April 24, 1957.

No. ID-322/F. 6 (163) P W E M/54.—In pursuance of the

powers conferred by sub-rule (1) of rule 45 of the Indian Electricity Rules 1956, the State Government has been pleased to recognise with effect from the 1st November, 1956, the certificates of competency issued by the States of Bombay, Madhya Bharat and Ajmer to the persons of the Abu, Sunel and Ajmer areas.

By Order of Governor,
Z. S. JHALA,

Secretary to the Government.

Published in Raj Raj-patra Dated July 31, 1958 part IV (c) at page 742 :

Public Works (B) Department

NOTIFICATION

Jaipur, May 11, 1958.

No. F. 6(163)/PW/EM/51—In pursuance of sub-rule (1) of rule 45 of the Indian Electricity Rules, 1956, the State Government does hereby direct that the conditions and rules for the grant of certificates of competency to electrical supervisors and wiremen and of licences to the electrical contractors in the State of Rajasthan issued under Notification No. D.F.6(163) PW/EM/51, dated the 11th May, 1956, shall also be the conditions and rules for the aforesaid purposes in the Abu, Ajmer and Sunel areas. This supersedes the existing conditions and rules if any, in the said areas.

By Order of the Governor,
Z. S. JHALA.

Secretary to the Government.

Published in Raj. Raj-patra Dated September 11, 1958 part IV (c) at page 937 :

IRRIGATION & POWER DEPARTMENT

NOTIFICATION

Jaipur, August 25, 1958.

No. D. 5013/58/F.6(269) PW/EM/54.—In exercise of the powers conferred by sub-rule 2 of rule 24 of the Indian Electricity Rules, 1956, the Government of Rajasthan hereby approves and notifies the following amendment in the Udaipur Electric License 1948 held by the Maharana Bhupal Electric Supply Company Ltd., namely:—

AMENDMENT

In the said license substitute the following for clause 3—

"3. *Area of supply.*—The area with in which the supply of energy is authorised by this license hereinbefore and hereinafter referred to as "the area of supply" shall be the whole of the area comprised within a circle drawn with a radius of 12 miles round the present Collector's Office at Udaipur as Centre".

By Order of the Governor,
Z. S. JHALA,

Secretary to the Government.

Notifications under

INDIAN ELECTRICITY RULES, 1956.

Published in Raj. Raj-patra part 1V (c) dated April 16, 1959 at page 63-64

Power (I) Department

NOTIFICATION

Jaipur, January 15, 1959.

No. F. 6 (10) P.W./EM./56.—In exercise of the powers conferred by sub-rule (1) of rule 133 of the Indian Electricity Rules, 1956, the Government of Rajasthan hereby directs that the rules Nos. 35 (b), 45, 54, 68 (b), 76 (1), 77 (2), 81, 91 (1) and 91 (3) of the said rules shall be relaxed with immediate effect to the extent and subject to the conditions mentioned against each as follows:—

Rule 35 (b):—The Caution Notices on supports of overhead lines of 37.5 K.V. shall be required to be affixed only on—

- (i) all supports inside a village or panchayat;
- (ii) at least 5 supports in every direction outside the boundary line demarcated for any village or panchayat;
- (iii) supports at all road crossings.

Rule 45:—In the rural areas where the services of licenced contractors are not available a competent and certified wireman is permitted to execute only the low voltage electrical installation work without the direct supervisions of a person holding the certificate of competency. In such cases, before connecting installation to the works of the supplier, the qualified supervisor of the supplier shall be required to certify to the Electric Inspector, in such form as may be approved by the Inspector, that the electrical installation complies with the provisions of all the relevant rules.

Rule 54:—The voltage variation limit in the case of low or medium voltage may be increased from 5 per cent to 8 per cent only in the case of supply in rural areas.

Rule 68 (b):—The height of fencing may be 6 ft. in the case of rural outdoor sub-stations and switch-stations.

Rule 76 (1):—In the case of design of rural lines, the minimum factors of safety on supports based on crippling load may be as follows:—

(1) for metal supports..... 1.5

(2) for the wood supports..... 3

Rule 77 (2):—The minimum clearance may be 15 ft. except for locations where such clearance would become dangerous to vehicular traffic or parked vehicles.

Rule 81:—The guarding between high voltage and low voltage lines on the same supports along with streets in the rural areas may be dispensed with unless demanded by the Electric Inspector in any specific locality.

Rule 91 (1):—The protective devices required by this sub-rule will not be necessary in rural areas except on road crossings for 11K. V. and lower voltages lines erected along any street unless demanded by the Electric Inspector in specific localities.

Rule 91 (3):—This sub-rule shall not apply in rural areas for 37.5 K.V. lines and below. But if an Electric Inspector feels that any line is invulnerable at any location he may require anti-climbing devices being proved by the owner on the supports of such lines at locations specified by him.

By Order of the Governor,
Z. S. JHALA,
Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated August 27, 1959 at page 285

Irrigation and power Department

NOTIFICATION

Jaipur, August 25, 1959.

No. 5665/59/P. 6 (132) P.W./EM/54.—In exercise of the powers conferred by sub-rule 1 (a) of Rule 46 of the Indian Electricity Rules, 1956, the State Government hereby directs that the installations already connected to the supply system of the supplier, shall be periodically inspected and tested in case of low voltage installations once in five years and in case of medium voltage and above annually by the Electric Inspector to the Government of Rajasthan or his authorised representative.

Further, in exercise of the powers conferred by sub-rule 2 (a) of the aforesaid rule the State Government hereby directs that the fees for testing and inspecting the consumers installations of low voltage shall be levied at Rs. 10/- per installation per phase and that for the installations of medium voltage and above shall be levied in accordance with the Scales "A", "B" and "C" of the schedule to the Notification No. F. 6 (132) PW/EM/54, dated the 17th April, 1956, already published in the Government Gazette Vol. No. 8, dated the 26th May, 1956. The aforesaid Notification except para 5 thereof shall be applicable to all sort of installations and all fees are to be deposited through treasury challan under the head "XIII—Other Taxes and duties-B—Receipts from Electricity duties."

These orders will come into force with effect from the 1st September, 1959.

By Order of the Governor,
GOVERDHAN SINGH CHAUDHRY,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated February 25, 1960 at page 1230

Irrigation and Power Department

NOTIFICATION

Jaipur, January 21, 1960.

No. D. 7777/59/F.6 (131) PW/EM/54.—In exercise of the powers conferred by Rule 133 of the Indian Electricity Rules, 1956, the State Government hereby relaxes the provision of sub-rule (1) of Rule 45 of the aforesaid rules in respect of the Central Public Works Department for the execution of wiring works by that Department subject to the following conditions:—

(1) that such electrical works will be executed under the direct supervision of the Central Public works Department staff holding a degree or diploma in Electrical Engineering from any of the recognised Universities/Institutions.

(2) that unqualified staff will be required to obtain a certificate of competency from the State Government.

By Order of the Governor,
GOVERDHAN SINGH,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated Jun 29, 1961 at page 143 :

Irrigation and Power Department

NOTIFICATION

Jaipur, June 6, 1961.

No. F. 7 (9) Pow./61.—In exercise of the power conferred by Rule 57 (4) of the Indian Electricity Rules, 1956, the Government of Rajasthan hereby fixes an interval of three years at which the Electric Supply Undertakings in the State shall examine, test and regulate the meters etc. installed at the consumer's premises.

By Order of the Governor,

M. U. MENON,

Additional Chief Secretary to the Government.

Published in Raj. Raj-patra IV (c) dated April 26, 1962 at page 125 :

Power Department

NOTIFICATIONS

Jaipur, February 14, 1962.

No. F. 7 (35) Pow./60.—In pursuance of the provisions of sub-rule (1) of rule 33 of the Indian Electricity Rules, 1956, the State Government hereby specifies the 1st day of October, 1960 as the date for the purposes of the said sub-rule.

By Order of the Governor,

S. D. UJWAL,

Additional Chief Secretary.

Published in Raj. Raj-patra part IV (c) dated May 17, 1962 at page 260 :

Power & Irrigation Department.

NOTIFICATION

Jaipur, February 1, 1962.

No. F. 7 (20) Pow./61.—In exercise of the powers conferred by Rule 133 of the Indian Electricity Rules 1956 the Government of Rajasthan hereby relax the provision of sub-rule (1) of Rule 45 of the aforesaid Rules in respect of works belonging to Factories and other Industrial establishments in the State subject to the following conditions :—

1. That such electrical works shall be executed under the direct supervision of their staff holding a Degree or Diploma in Electrical Engineering from any of the recognised Universities/Institutions.
2. That their non-qualified staff shall be required to obtain a certificate of Competency for Electrical Supervisor and Permits to Wiremen from the State Government for carrying out the electrification works belonging to them.

3. That the Wiremen working with them shall not be allowed to engage themselves in any other works except the work including repairs, renewals, additions and alterations belonging to them.

By Order of the Governor,

S. D. UJWAL,

Additional Chief Secretary,

Published in Raj. Raj-patra part IV (c) dated November 22, 1962 at page 598 :

Power Department

ORDER

Jaipur, August 11, 1962.

No. F. 7 (20) Pow./61.—In exercise of the powers conferred by rule 133 of the Indian Electricity Rules, 1956 the State Government hereby directs that the provision of rule 45 of the said Rules shall be relaxed in the case of works situated at Fatehpur (Rajasthan) to the extent and subject to the conditions specified below, namely :

- (i) The electrical installation including additions, alterations, repairs and adjustments to existing installations may be carried out upon the premises of the said works of the said trust by a person other than an electrical contractor licensed in this behalf by the State Government but such electrical installation shall be carried out under the direct supervision of a person holding a certificate of competency issued by the State Government.
- (ii) A qualified wireman holding permit from the State Government for carrying out electrification work shall be engaged by the Trust and such wireman shall not be allowed to engage himself in any other work except the work including repairs, renewals, additions, alterations belonging to the Trust.

By Order of the Governor,

B. N. BAHL,

Deputy Secretary to the Government.

The Rajasthan Electricity (Duty) Rules, 1962.

EXCISE AND TAXATION DEPARTMENT NOTIFICATIONS

Jaipur, May 5, 1962.

No. F. 9 (4) E&T/62.—In exercise of the powers conferred by clause 10 of the Rajasthan Electricity (Duty) Act, 1962, read with the Declaration caused to be inserted therein, the Government of Rajasthan hereby makes the following rules namely:—

1. *Short title*:—These rules may be called the Rajasthan Electricity (Duty) Rules, 1962.

2. *Definition*:—In these Rules unless the subject or context otherwise requires—

- (a) “Act” means the Rajasthan Electricity (Duty) Act, 1962;
- (b) “Duty” means electricity duty payable under section 3 of the Act;
- (c) “Government Treasury” means a treasury or sub treasury of the Government.

3 *Time and manner of collection and payment*.—A supplier shall include the electricity duty leviable as a separate item in the bill of charges for the energy supplied by him, and shall recover the same from the consumer with his own charges for the supply of such energy. The supplier shall, within 30 days of the expiry of the month in which the duty has been realised:—

- (a) deposit such duty in the Government Treasury under the Head “XIII-Other Taxes and Duties-Electricity Duty” and
- (b) Send the duplicate copy of the Treasury Challan to the Commissioner:

Provided that if duty has been paid by a supplier in respect of consumption of energy in excess of what is payable under Act, and the Commissioner shall authorise the refund of the excess duty so paid to the consumers concerned by adjustment in subsequent bill or bills or by payment in cash where the consumer ceases to take supplies:

Provided further that even if the supplier does not, for any reason, prepare a bill for his own charges against a consumer, he shall, in case electricity duty is chargeable from such consumer, prepare a bill for the duty and recover it in the same manner as his own charges.

4. *Manner of calculating duty for first period*.—The electricity duty payable in respect of the electric energy consumed dur-

ing the period between the date of coming into force of the Act and the date of the first meter reading, recorded thereafter (hereinafter called "the first period") shall be computed with reference to the total consumption for the period intervening between the readings immediately preceding and immediately following the enforcement of the Act (hereinafter called "the second period") in the following manner, namely that the duty for the first period shall be such proportion of the duty which would have been payable on the total consumption for the "second period" as the first period bears to the second period:

Provided that in case the supplier is unable to include the amount of duty in the bill immediately following the enforcement of the Act for want of time, he may do so in the next bill.

5. *Irrecoverable duty*.—Where a duty is found irrecoverable wholly or in part, even after careful and diligent attempts to recover it, it may be written off by the Government.

6. *Keeping of books of account*.—The books of account kept by a supplier under section 6 of the said Act shall contain the following particulars separately for each consumer, namely:—

- (i) Service connection number;
- (ii) Address and brief description of the premises to which the energy is supplied.
- (iii) Number of units of energy consumed.
- (iv) Rate of supply.
- (v) Details and amount of electricity duty charged.
- (vi) Date of payment of electricity duty.
- (vii) Details of duty written off or adjusted in accordance with Rules 3 and 5.
- (iii) Date of disconnection.

Provided that where the supplier's charge for the supply of energy is a minimum charge or fixed charge, the supplier shall compute the supply in the light of proviso to clause (g) of section 2 of the Act.

7. *Submission of returns*.—A supplier shall submit to the Commissioner:—

- (a) a return in duplicate in Form I annexed hereto within 30 days, after the expiry to the quarter to which the return pertains and
- (b) a return in duplicate, in Form II, within 2 months of the close of the financial year.

8. *Officers to assist the Commissioner*.—The following officers shall be deemed to have been appointed under section 7 of the Act, to assist the Commissioner for the purpose of the Act:—

- (1) Deputy Commissioners, Excise and Taxation (Administration) hereafter called the Deputy Commissioners (Administration)

(2) Deputy Commissioners, Excise and Taxation (Appeals) hereafter called the Deputy Commissioners (Appeals).

(3) Assistant Commissioners, Excise and Taxation hereafter called the Assistant Commissioners.

Their respective jurisdictions for the purpose of this Act will be the same as notified for other purposes of the Excise and Taxation Department.

9. *Inspection of books of account.*—The Commissioner or Deputy Commissioner (Administration) or Assistant Commissioner having jurisdiction may, any time, require as supplier to produce for inspection at the registered or other office of the supplier such books and records in his possession or control as may be necessary for ascertaining or verifying the amount of electricity duty leviable by him under the Act.

10. *Power of entry of officers.*—The Commissioner or the Deputy Commissioner (Administration) or the Assistant Commissioner having jurisdiction may enter any premises where energy is, or is believed to be supplied by a supplier for the purpose of—

- (i) verifying the statements made in the books of accounts kept and returns submitted by the supplier;
- (ii) checking the readings of the meters; and
- (iii) verifying the particulars required in connection with the levy of electricity duty,

11. *Other duties of officers.*—The Commissioner or the Deputy Commissioner (Administration) or Assistant Commissioner having jurisdiction shall as may be necessary, inspect the books of account kept and returns submitted by a supplier under Rules 6 and 7 respectively and apply such test as may be deemed by him necessary to individual entries for verifying the particulars noted by the supplier, so far as they are connected with the levy of electricity duty. He shall also verify all entries relating to—

- (i) exemption from duty, and
- (ii) adjustments allowed by the supplier.

12. *Provision of separate meters.*—Where there is a combined installation using energy and part of a supply of energy is dutiable and part is exempt the consumer shall instal and maintain additional, suitable and correct meter or sub-meter to register the quantities of two kinds of consumption separately.

13. *Disputes between the supplier and the consumer.*—In the case of a dispute between a supplier and a consumer regarding the liability of consumer for the payment of the duty or exemption therefrom, the Assistant Commissioner, Excise and Taxation, having jurisdiction shall decide the matter. An appeal against the order of the Assistant Commissioner, Excise and Taxation shall lie within three months from the date of the order to the Deputy Commissioner (Appeals).

14. *Composition.*—For the purpose of section 9 of the Act. Assistant Commissioner, Excise and Taxation, with the approval of the Deputy Commissioner (Administration) may compound a case.

15. *Limitation of prosecution.*—No court shall take cognizance of any offence punishable under this Act unless complaint thereof is made within three months of the date on which the alleged commission of the offence came to the knowledge of the Commissioner, the Deputy Commissioner (Administration) or the Assistant Commissioner having jurisdiction:

Provided that no cognizance shall be taken of an offence committed, unless it is brought to the notice of such officer within 24 months of the date on which the same was committed:

Provided further that where the offence consists of disobeying a written order made by such Officer, complaint thereof may be made within six months of the date on which the offence is alleged to have been committed.

FORM "I"

Return showing information regarding energy supplied to consumers, electricity duty charged thereon recovered and paid to Government for the quarter ending....

- | | | |
|----------------------------|------|------|
| 1. Name of the undertaking | | |
| 2. Total units generated | .... | .... |
| 3. Total units supplied. | .... | .... |
| 4. Less. | | |

Exempted, Units sold to:—

- | | |
|-------------------------------------------------------------------------------------------------------|------|
| (a) State Government or Central Government save in respect of premises used for residential purposes. | .... |
| (b) Railway Administration save in respect of premises used for residential purposes | .... |
| (c) Any consumer using energy for agricultural purposes | .... |

- | | | |
|----------------------------------------------------------------------------------------------------------------------|------|------|
| 5. Net number of units dutiable | .... | .... |
| 6. Amount of electricity duty for units shown at 5 above | Rs. | |
| 7. Plus: Recoveries made from consumers disconnected | .... |  |
| 8. Plus: Outstanding dues from previous returns and portion thereof since recovered. | .... |  |
| 9. Less:—Refunds or adjustments on account of write off of irrecoverable dues etc., allowed as per schedule attached | .... |  |
| 10. Less—Recoverable outstanding against consumers disconnected. | .... |  |

11. Amount of duty refunded under Rule 3, *vide* Schedule I attached. Rs.
12. Amount written off under Rule 5, *vide* Schedule II attached. "
13. Amount paid into treasury challan Nodated "

SCHEDULE I TO FORM 'I'

Amount of electricity duty refunded Rule 3, during the quarter ending... ..

Name of the undertaking.... ..

Serial No.	Service Connect- tion No.	Name and address of the con- sumer	Amount of duty refunded	Ledger Account No.	Commissioner's sanction Refe- rence No Dated	Remarks.
1	2	3	4	5	6	7

Rs.

SCHEDULE II TO FORM 'I'

Amount of electricity duty written off under Rule 5 for the quarter ending... ..

Name of the undertaking.... ..

Serial No.	Service connec- tion No.	Name and address of the con- sumer.	Amount of duty written off	Ledger account No.	Government sanction Reference No Date.....	Remarks.
1	2	3	4	5	6	7

Rs.

FORM II.

Return of electricity duty for the year ending March 31, 196...

1. Name of the undertaking
2. (i) Amount shown outstanding in the previous
return as on 31st March, 196... ..Rs.
- (ii) Add. Total amount of duty billed for the
year as per column 2 of the Schedule at-
tached heretoRs.

Total of (i) and (ii) ...

3. Less:—

(i) Total amount paid to Government for the year as per column 3 of the Schedule attached hereto	....	....	Rs.	
(ii) Refunds as per column 4 of the Schedule attached hereto	....	....	Rs.	
(iii) Written off as per column 5 of the Schedule hereto			Rs.	
(iv) Adjustment as per column 6 of the Schedule attached hereto	....	....	Rs.	Rs.
Total of (i) to (iv)			Rs.	Rs.
Balance outstanding as on 31st March, 19....(2-3)				Rs.

SCHEDULE TO FORM II

Name of the undertaking....

Year 196 -196 months.	Amount of duty billed; vide rule 3	Amount paid to Government vide rule 3	Refunds vide rule 3	Written off, vide rule 6	Adjustment
1	2	3	4	5	6
	Rs.	Rs.	Rs.	Rs.	Rs.
April					
May					
June					
July					
August					
September					
October					
November					
December					
January					
February					
March					
Total					

By Order of the Governor,
S. P. SINGH BHANDARI,
Secretary to the Government.

Rajasthan Electricity (Duty) Rules, 1962

AMENDMENTS

Jaipur, January 3, 1963.

No. F. 9 (4) E&T/62.—In exercise of the powers conferred by section 10 of the Rajasthan Electricity Duty Act, 1962 (Rajasthan Act No. 12 of 1962), the State Government hereby makes the following amendments in the Rajasthan Electricity (Duty) Rules, 1962, namely:—

AMENDMENTS

In Form I annexed to the said rules,

For item 4 and 5, the following items shall be substituted, namely:—

4. *Exempted Units.*

Categories of consumers eligible for exemption.	Total units supplied to consumers in Col. (1)	Units consumed out of the supply in Col. (2) in any building or parts of buildings/premises used for commercial or residential purposes.	Units exempted Difference of units in Cols. (2) and (3).
1	2	3	4
(a) by the Govt. of India;
(b) in the construction, maintenance or operation of any Railway by the Government of India
(c) by a cultivator in agricultural operations carried on in, or near, his fields such as pumping of water for irrigation, crushing, milling or treating of produce of those fields or chaff cutting
(d) by hospitals or dispensaries which are not maintained for private gain
by recognised educational institution
(f) by places of public worship
(g) by a consumer in any industry in the manufacture production, processing or repair or goods.....

- (h) by or in respect of any mine as defined in the Indian Mines Act

Total Units Exempted

5. Net number of units dutiable (3 minus 4 i. e. the difference of 'total units supplied' and 'total units exempted').

By Order of the Governor,

M. MUKERJI,

Secretary to Government.

(Published in Raj. Raj-patra Part IV Dt February 14, 1963 at page 955)

Notification No. F. 16 (13) FD/RT/64.—In exercise of the powers conferred by section 10 of the Rajasthan Electricity (Duty) Act, 1962 (Rajasthan Act 12 of 1962), the State Government hereby makes the following amendments in the Rajasthan Electricity (Duty) Rules, 1962, namely:—

AMENDMENTS

In the said rules,—

1. For the existing rule 8, the following new rule shall be substituted, namely:—

“8. Officers to assist the Commissioner.—The following officers shall be deemed to have been appointed under section 7 of the Act, to assist the Commissioner for the purpose of the Act:—

1. Deputy Commissioners Commercial Taxes (Administration).
2. Deputy Commissioners Commercial Taxes (Appeals).
3. Commercial Taxes Officers.

Their respective jurisdictions for the purpose of this Act will be the same as notified for other purposes of the Taxation Department.”

2. In rules 9, 10 and 11, for the expression “Deputy Commissioner (Administration) or Assistant Commissioner” wherever occurring the expression “Deputy Commissioner Commercial Taxes (Administration) or Commercial Taxes Officer” shall be substituted.

3. In rule 13, for the words “Assistant Commissioner Excise and Taxation” and “Deputy Commissioner (Appeals)” wherever occurring the words “Commercial Taxes Officer” and “Deputy Commissioner Commercial Taxes (Appeals)” shall be substituted respectively.

4. In rule 14, for the words “Assistant Commissioner Excise and Taxation” and “Deputy Commissioner (Administration)” the words “Commercial Taxes Officer” and “Deputy Commissioner Commercial Taxes (Administration)” shall be substituted respectively.

5. In rule 15, for the expression "Deputy Commissioner (Administration) or Assistant Commissioner" whenever occurring the expression "Deputy Commissioner Commercial Taxes (Administration) or Commercial Taxes Officer" shall be substituted.

[Pub. in Rajasthan Gazette Part IV (Ga) dated 1.7.1964.]

Finance (Rev. & Eco. Affairs) Department
(Commercial Taxes Section)

Jaipur, August 28, 1965

Notification No. F. 9(4) E&T/62.—In exercise of the powers conferred by section 10 of the Rajasthan Electricity Duty Act, 1962, (Rajasthan Act 12 of 1962), the State Government hereby makes the following amendment in the Rajasthan Electricity (Duty) Rules, 1962, namely:—

AMENDMENT

In rule 8 of the said Rules, for the words "for other purposes of the Commercial Taxes Department" the words "for purposes of the Rajasthan Sales Tax Act, 1954 (Rajasthan Act XXIX of 1954), and the rules framed there-under" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 28.8.65—Page 288]

Finance (Revenue & Economic Affairs)
Department

(Commercial Taxes Section)

Jaipur, November 19, 1965

Notification No. F. 16 (15) FD (RT)/64. Pt. file.—In exercise of the powers conferred by section 10 of the Rajasthan Electricity Duty Act, 1962 (Rajasthan Act 12 of 1962), the State Government hereby makes the following amendments in the Rajasthan Electricity (Duty) Rules, 1962, namely:—

AMENDMENTS

In the said Rules, the existing rule 4 shall be re-numbered as sub-rule (1) thereof; and after sub-rule (1) as so re-numbered the following sub-rule (2) shall be added—

(2) If the rate of the electricity duty is enhanced or reduced or such duty is remitted, by any notification, the duty payable or remitted in respect of the electric energy consumed during the period between the date of coming into force of the notification and the date of the first-meter-reading recorded thereafter, shall be computed in accordance with the principles laid down in sub-rule (1) and the provisions of that sub-rule and the proviso thereto shall *mutatis mutandis* apply to such computation.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 19.11.65—Page 820]

Jaipur, March 2, 1963.

No. F. 9 (6) F.D. (R & T)/63.—In exercise of the powers conferred by sub-section (3) of section 3 of the Rajasthan Electricity (Duty) Act, 1962 (Rajasthan Act 12 of 1962) and in supersession of Excise and Taxation Department Notification No. F. 9 (2) E & T/62/I dated the 26th March, 1962, the State Government being of the opinion that it is expedient in public interest to do so, hereby remits the electricity duty on the energy consumed in Electro-Chemical industries and in Electric furnaces of Electro-thermal industries and reduces such duty on the energy consumed in other industries in the manufacture, production, proceeding or repair of goods, from three naye paise per unit to one naya paise per unit.

By Order of the Governor,

J. M. LALVANI,

Secretary to the Government.

(Published in Raj. Raj-patra Part IV (c) Dt. March 2, 1963 at page 710)

Finance (Rev. & Eco. Affairs) Department

(Commercial Taxes Section)

Jaipur, November 1, 1965

Notification No. F. 16 (15) F.D./RT/64—Pt. file.—In exercise of the powers conferred by section 3 of the Rajasthan Electricity (Duty) Act, 1962 (Rajasthan Act 12 of 1962) and in supersession of Government Notifications No. F. 9 (2) E&T/62-II dated the 26th March, 1962 and No. F. 9 (6) FD/RT/63 dated the 2nd March, 1963, the State Government being of the opinion that it is expedient in public interest to do so, hereby fixes, with immediate effect, five paise per unit as the rate at which the electricity duty shall be computed and subject to the conditions laid down in the third proviso to the said section,—

(a) remits, with immediate effect, the electricity duty on the energy consumed (i) in electro-chemical industries, and (ii) in electro furnaces of electro-thermal industries,

(b) remits with effect on and from the 1st November, 1964, the electricity duty on energy consumed by or in respect of any Municipal Board or Council or Panchayat or Panchayat Samiti or other local authority for the purpose of, or in respect of public street lighting; and

(c) reduces with immediate effect such duty on the energy consumed in industries, other than those mentioned in (a) above, in the manufacture, production, processing or repair of goods, to one paise per unit.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 1.11.65—Page 782]

Rules and Notifications under

ELECTRICITY (SUPPLY) ACT, 1948 (CENTRAL ACT
No. 44 OF 1948)

INDIAN ELECTRICITY (SUPPLY) ACT, 1948.

Published in Raj. Raj-patra Dated January 28, 1956 part I (b) at page 983 :

PUBLIC WORKS DEPARTMENT NOTIFICATION

Jaipur, January 17, 1956.

No. D. 19771/F. 6 (268)/PW/E & M/55.—In exercise of the powers conferred by sub-clause (vi) of clause (a) of sub-para (2) of para XVII of the Sixth Schedule of the Electricity (Supply) Act, 1948, the Government of Rajasthan is hereby pleased to allow donations by the Electricity Supply Undertakings in the State, to the Indian Standards Institution Building Fund towards the Fund as "other Special Appropriations".

Z. S. JHALA,
Secretary to the Government.

Published in Raj. Raj-patra Dated June 20, 1957 part IV (c) at page 178 :

PUBLIC WORKS DEPARTMENT NOTIFICATION

Jaipur, June 11, 1957.

No. 4/OSD-PWD/57.—In exercise of the powers conferred by sub-section (4) of section 1 of the Electricity (Supply) Act, 1948 (LIV of 1948) the Governor is pleased to appoint the 25th June, 1957 as the date on which the provisions of sections 5 to 56 (both inclusive), 59 to 75 (both inclusive), 78 to 81 (both inclusive) and of the First to Fifth Schedules (both inclusive) and the Eighth and Ninth Schedules of the said Act shall come into force in the State of Rajasthan.

By Order of the Governor,
Z. S. JHALA
Secretary to the Government.

Published in Raj. Raj-patra Dated June 29, 1957 part IV (c) at page 45 :

PUBLIC WORKS DEPARTMENT NOTIFICATION

Jaipur, June 28, 1957.

No. F. 11/OSD-(PWD)/57.—Whereas, notification No. 4/OSD (PWD)/57, dated the 11 June, 1957, under sub-section (4) of section 1 of the Electricity (Supply) Act, 1948 (LIV of 1948) bringing into force the remaining provisions of the said Act in the State of Rajasthan other than the provisions contained in sub-section (3) of section 1 thereof has been issued;

Now, therefore, in exercise of the powers conferred by section 5 of the Electricity (Supply) Act, 1948 (LIV of 1948), the Governor is pleased hereby—

(a) to constitute for Rajasthan State a State Electricity Board under the name of "Rajasthan State Electricity Board" consisting of five members for the time being and

(b) to appoint the following persons as members of the said Board, namely:—

(i) Shri K. P. U. Menon, I.A.S., as whole time member.

(ii) Shri Ganga Sahai Purohit, I.A.S., Finance Secretary to Government of Rajasthan as ex-officio member.

(iii) Shri Bashir Khan, Deputy Chief Engineer, Electrical and Mechanical Department, Rajasthan as ex-officio member for a period of two months.

(iv) Shri B. D. Sonmani, as part-time member, and

(v) Shri Madan Singh of Nawalgarh as part-time member.

(c) to name Shri K. P. U. Menon, I.A.S., to be the Chairman of the said Board.

By Order of the Governor,
Z. S. JHALA,
Secretary to the Government.

Published in Raj. Raj-patra Dated August 27, 1957 part IV (c)

PUBLIC WORKS DEPARTMENT.

NOTIFICATION.

Jaipur, August 27, 1957.

No. F. 14/OSD (PWD) E.B./57.—In exercise of the powers conferred by sub section (2) of section 60 of the Electricity (Supply) Act, 1948 (Central Act No. LIV of 1948), the Government of Rajasthan is hereby pleased to declare that the aggregate of all expenditure incurred before the 11th June, 1957 on Capital Account in connection with the purposes of the said Act (the actual amount whereof shall be determined and fixed later by the State Government in consultation with the Accountant-General of the State) shall be deemed to be a loan advanced to the Rajasthan State Electricity Board under section 64 of the said Act on the date of this Notification.

By Order of the Governor.
Z. S. JHALA,
Secretary to the Government.

DIRECTIONS UNDER SECTION 78A OF THE INDIAN ELECTRICITY (Supply) ACT, 1948

Notes

Sub-section (1) of Section 78A of the Indian Electricity (Supply) Act, 1948, as amended by the Amendment Act of 1945 authorises the State Government to give directions on questions of policy to the Electricity Board constituted under the Act. The Board, in the discharge of its functions, shall be guided by such directions. The following order has been issued in pursuance of this power.

The words "excluding the Electrical Inspectorate of the State" appearing within brackets in the body of the order have been added vide Irrigation and Power Department, Notification No. F. 4 (154) Power/58 dated 8th October, 1958, published in Rajasthan Rajpatra, part IV (c) dated 30/10/58.

PUBLIC WORKS (B) DEPARTMENT

ORDER

Jaipur, February 12, 1958.

No. 13/OSD (Elec. Bd.)/57.—The Governor is hereby pleased to place the services of the employees of Electrical and Mechanical Department excluding the Electrical Inspectorate of the State at the disposal of the Rajasthan Electricity Board constituted on 28th June, 1957, under the provisions of the Central Electricity (Supply) Act, 1948 (LIV of 1948). The manner, under which the service conditions are to be regulated, is indicated below :—

(1) The Services of the Government employees of the Electrical and Mechanical Department excluding the Electrical Inspectorate of the State both permanent and temporary, shall be provisionally placed at the disposal of the Rajasthan Electricity Board with effect from 1st July, 1957.

(2) The Board shall be required to permit each Government servant to exercise option either to—

(a) accept the new grades and service conditions framed by the Board under its regulations, or

(b) continue in the present grades and service conditions except in regard to conduct and discipline rules, or

(c) obtain relief from Government service by claiming pension or gratuity as may be admissible on abolition of posts under the Rajasthan Service Rules (Rules 215 to 226).

(3) In case of permanent Government servants of the Electrical and Mechanical Department excluding the Electrical Inspectorate of the State opting to continue in the service of the Board subject to their existing service conditions, the grant of pension is guaranteed by the Government subject to an arrangement to be made with the Board.

(4) The Government servants are to be permitted to avail themselves of leave earned under the Government after their transfer to the Board and to draw the salary therefore in accordance with an arrangement to be made with the Board.

These directions are issued to the Rajasthan State Electricity Board under sub-section (1) of section 78-A of the Indian Electricity (Supply) Act, 1948.

By Order of the Governor,
Z. S. JHALA,
Secretary to the Government.

Rajasthan State Electricity (Supply) Rules, 1963.

Notification No. F. 12 (O. S. D.)/57:—In exercise of the powers conferred by section 78 of the Electric (Supply) Act, 1948 (Central Act 54 of 1948), the State Government hereby makes the following rules, the same having been previously published in the Rajasthan Gazette Part 3 (b), dated the 22nd February, 1962 as required by sub-section (1) of the said section namely:

PART I

Preliminary

1. Short title—These Rules may be called the Rajasthan State Electricity (Supply) Rules, 1963.

2. Definition.—In these rules, unless the context otherwise requires:—

(a) “the Act” means the Electricity (Supply) Act, 1948 (LIV of 1948) as amended from time to time.

(b) “Appendix” means an appendix to these Rules.

(c) “Board” means the Rajasthan State Electricity Board set up under section 5 of the Act.

(d) “bond” includes a mortgage bond, and a mortgage debenture executed or issued by the Board under the Act whether or not the money borrowed is charged on the works and revenues of the Board or any specific property forming part of the works of the Board.

(e) “Chairman” means the Chairman of the Board except that for the purposes of Part III of these Rules, Chairman means the Chairman of the State Electricity Consultative Council and for purposes of Part IV Chairman means the Chairman of the Local Advisory Committee.

(f) “Committee” means a Local Advisory Committee constituted under section 17 of the Act.

(g) “Concil” means the Rajasthan State Electricity Consultative Council constituted under section 16 of the Act.

(h) “Government servant” means a person in the employment of the Central or the State Government.

(i) “Section” means a section of the Act.

(j) “Security” means any stock or bond issued or any mortgage granted by the Board.

(2) Words and expressions used in these rules and not defined shall have the same meaning as in the Act or in the Indian Electricity Act, 1910 (IX of 1910); as the case may be.

PART II

The Board

3. Headquarters.—The Board shall have its headquarters at Jaipur or at such other place as may be notified by the State Government.

4. Terms of office and conditions of appointment of Chairman and Members of the Board:—(1) The Chairman shall hold office for such period as may be specified by the State Government at the time of his appointment. The State Government may recall the Chairman even before the expiration of his term of office if he is an officer on deputation from the State Government.

(2) Other members of the Board shall hold office for much period not exceeding three years, as the State Government may specify at the time of their appointment.

(3) No person shall hold office of the Chairman or a Member beyond the age of 60 years.

(4) Subject to sub-rule (3) the Chairman and the Members shall be eligible for re-appointment.

5. Remuneration.—The remuneration of the Chairman and other Members of the Board shall be such as may be determined in each case by the State Government.

6. Resignation.—The Chairman or any other member of the Board may resign his office by giving three months notice in writing to the State Government. The State Government, may, however, waive this condition at their discretion.

7. Leave and leave salary.—(a) The Chairman and the whole time Members of the Board who are Government officers or officers of the Board shall be entitled to such amount of leave including casual leave, as is permissible to them under the provisions of Rajasthan Service Rules or Service Rules of the Board as the case may be. Chairman and the Members who are not Government officers of the Board shall be entitled to such leave and leave salary admissible to Government servants engaged on contract on similar salaries under Rajasthan Service Rules in force on the date of sanction of leave.

(b) The Power to grant leave including casual leave to the Chairman shall vest in the State Government.

(c) The power to grant leave other than casual leave to the members of the Board shall vest in the State Government.

(d) The power to sanction casual leave to the members of the Board shall vest in the Chairman.

(e) The part-time members shall not be entitled to any leave except that their casual absences from meetings may be excused by the Board.

8. Travelling allowances.—(1) The Chairman or any other Member of the Board shall be entitled to travelling allowances for journeys per-

med for the purposes of the Board on the scale applicable to the class of Government servants to which the State Government may declare them to correspond in status.

(2) Chairman and any other whole-time member of the Board may perform journeys outside the 'State of Rajasthan whenever required for the purposes of the Board:

Provided that on such journey shall be undertaken by any member without the prior permission of the Chairman.

(3) The Chairman shall be the controlling officer in respect of his own T. A. Bills as well as those of other members of the Board of State Electricity Consultative Council and Local Advisory Committees.

(4) The Chairman or any other member of the Board shall not be entitled to any travelling allowances for journeys performed on first appointment and on relinquishment unless he is a Government servant and is entitled to such allowances under the State Travelling Allowances Rules for the time being applicable to him.

9. Medical facilities.—(1) The Chairman or any other Member of the Board, if he is a whole time employee, shall be entitled to such medical facilities, as are enjoyed by the class of Government servants to which the State Government may declare them to correspond in status

(2) The Chairman shall be the controlling officer in respect of his own medical bills as well as those of the other Members of the Board.

10. Pension and Provident Fund.—The Chairman or any other Member of the Board, if he is a Government servant deputed as a whole-time member to the Board, shall on his retirement from State Service be entitled to pension or provident fund from the State Government in accordance with the provisions in this behalf in Rajasthan State rules for the time being applicable to him and the liabilities for the pension or provident fund contributions shall be borne or shared between the Board and the State Government in such manner as may be agreed upon between them.

11. Appointment of Consulting Engineers.—The Board may, with the previous approval of the State Government and subject to such conditions as the State Government may impose, appoint Consulting Engineers.

PART III

State Electricity Consultative Council

12. Terms of office and conditions for re-appointment or members of the Council.—(1) The members of the Council shall hold office for a term of three years and shall, on expiration of the term of office be eligible for re-appointment under such conditions as the State Government may, by order, direct from time to time.

(2) Any member of the Council may resign from the Council by giving at least one month's notice in writing to the State Government. The State Government, may however, waive this condition at their discretion.

13. **Secretary of the Council.**—(1) An officer of the Board, not being a member thereof, may be appointed by the Board as *ex-officio* Secretary to the Council. The officer so appointed shall not be entitled to any extra remuneration on account of such work.

(2) It shall be the duty of the Secretary to the Council with the prior approval or under the direction of the Chairman to call meetings of the Council whenever necessary and to give to the members thereof not less than 14 days' clear notice in writing of the date, time and place of the proposed meeting, and to send to each such member an Agenda paper :

Provided that the Chairman shall be entitled to enlarge or abridge the time for giving notice of a meeting.

14. **Meeting of the Council.**—(1) There shall be annual meeting of the Council to consider the Annual Financial Statement of the Board. The Council shall also meet when a Supplementary Financial Statement is placed before it. The Council may submit a report to the State Government on any Financial Statement placed before it by the Board.

(2) In addition to the meetings of the Council required to be held under the provisions of section 16 of the Act, the Secretary to the Council shall also with the concurrence of the Chairman call for the special meetings of the Council on written requisition signed by not less than five members of the Council.

15. **Proceedings of the Council.**—The proceedings of every meeting of the Council shall be recorded in a Minutes Book, to be kept for the purpose by the Secretary to the Council and shall be signed by the Chairman of the meeting at that or at the next succeeding meeting.

16. **Quorum etc.**—(1) The quorum for meetings of the Council shall be five. All questions arising for decision shall be decided by a majority vote and the names of persons voting for and against a motion shall be recorded in the Minutes Book. In the event of an equality of votes the Chairman shall have and exercise a casting or second vote.

(2) If there is no quorum within 20 minutes of the time appointed for the meeting, the Chairman (unless the members present decide to wait longer) may then and there adjourn the meeting to a specified date. No quorum shall be necessary at the adjourned meeting.

(3) If, at any time during the progress of the meeting after its commencement there is no quorum it shall not be dissolved but shall continue to be held.

17. **Matters to be discussed at meeting.**—(1) No matter shall be considered at an adjourned meeting other than matters left over at the meeting from which the adjournment took place, provided that the Chairman may bring or direct to be brought any new matter which, in his opinion, is urgent before an adjourned meeting of the Council with or without notice.

(2) Any point of order raised at a meeting shall be decided by the Chairman and his decision shall be final.

(3) No proceeding of the Council shall be invalidated by reason merely of a vacancy or vacancies existing in the Council or by reason of non-receipt of the notice or the agenda paper provided it was duly issued or by reason of any irregularity in the conduct of the business of the meeting.

(4) A notice shall be deemed to be duly issued if it is sent within the prescribed time to a member, by peon or by post at the address which the member has communicated to the Board in writing.

(5) The Chairman at any meeting may direct any member of the Council whose conduct at the meeting is, in his opinion, disorderly, to withdraw and any such member, so ordered, shall be deemed to have withdrawn from the meeting, even though in fact he may not withdraw.

(6) In cases not expressly provided for in these rules for the conduct of a meeting, the decision of the Chairman presiding at the meeting on all matters relating to the conduct of business at the meeting shall be final.

18. Officers not entitled to vote.—Officers of the Board, not being members thereof may be invited by the Chairman to attend any meeting of the Council and such officers may take part in the discussion at the meeting but shall not be entitled to vote.

19. The Chairman of the meeting.—The Chairman of the Council shall preside at every meeting of the Council. In his absence a member of the Board may be deputed by the Board to act as the Chairman. In the event of the absence of both the Chairman and the person deputed by the Board and also in the event of no such deputation by the Board, the members present shall elect a Chairman from amongst themselves.

20. Place of the meeting.—All meetings of the Council shall be held at the Head Office of the Board unless the Chairman otherwise directs.

21. Restriction on matters to be discussed at meeting of the Council.—(1) Notwithstanding anything in these rules, the Board shall not be bound to furnish any information or answer any question at a meeting of the Council if in the opinion of the Chairman, it would be contrary to public interest so to do.

(2) No member of the Council shall except with the previous permission of the Chairman of the Board, disclose to any person, other than a Member of the Board or another Member of the Council, any information relating to the affairs of the Council, or allow such person to inspect or have access to any books, documents or other papers relating to the business of the Council, required to be treated as "confidential".

22. Fees and travelling allowances for members of the Council.—(1) A member of the Council shall not be entitled to any remuneration other than that provided in this rule.

(2) A member of the Council other than a Government servant shall be entitled to receive a sitting fee of Rs. 30/- for each day on which a meeting is held and he is Present and travelling allowances on the scale applicable to a Government servant of an equivalent status so declared by the State Government but shall not be entitled to any daily or halting allowance :

Provided that a member of the Board shall not be entitled to draw the aforesaid allowances for attending any meeting of the Council if on the same day he attends a meeting of the Board and draws such allowances from the Board :

Provided further that the Chairman and any other whole-time member of the Board shall be entitled only to the travelling and daily or halting allowances on the scales applicable to a Government servant of an equivalent status so declared by the State Government, and not the sitting fee.

(3) A member of the Council who is a Government servant shall be entitled to draw travelling and daily or halting allowances on the scale admissible to him under the State Travelling Allowance Rules, for the time being applicable to him.

PART IV

Local Advisory Committees

23. Terms of office and conditions for re-appointment of members of the Committees.—The members of the Committee or Committees shall hold office for such period as may be specified in each case and shall on the expiration of that term of office be eligible for re-appointment under such conditions as the State Government may from time to time, by order, direct.

24. Secretary of the Committee.—(1) An officer of the Board may be appointed by the Board to serve as *ex-officio* Secretary to any or all Local Advisory Committees. The officer so appointed shall not be entitled to any extra remuneration on account of such work.

(2) It shall be the duty of the Committee to call committee meetings in accordance with instructions received from the Chairman of the Board or from the State Government.

25. Meeting of the Local Advisory Committees.—(1) The Secretary shall under the direction of the Chairman thereof give to every member of the Committee seven days' notice in writing of the date, time and place of the proposed meeting, and also send to each such member an agenda paper:

Provided that the Chairman shall be entitled to enlarge or abridge the time for giving notice for a meeting.

(2) The proceedings of every meeting of the committee shall be recorded in a Minutes Book to be kept for the purpose by the Secretary of the Committee and shall be signed by the Chairman of the meeting at that or at the next succeeding meeting.

26. Quorum.--(1) The quorum for a meeting of the Committee shall be such as the State Government when constituting the Committee may specify. All questions arising for decision shall be determined by a majority vote and the names of persons voting for and against a motion shall be recorded in the Minutes Book. In case of equality of votes the Chairman shall have and exercise a casting or second vote.

(2) The provisions contained in rule 17 shall also apply to the meetings of the Committees.

27. Fees and travelling allowances for members of Committee.--(1) A member of the Committee may be paid such remuneration for attending a meeting of the Committee as may be determined by the State Government.

(2) Travelling allowance on such scale as may be determined by the State Government shall be payable to all non-Government servant members of the Committee for attending its meeting. No daily or halting allowance shall be admissible to such members.

(3) A member of the Committee who is in Government service shall be entitled to draw travelling, daily and halting allowances on the scale admissible to him under the State Travelling Allowance Rules for the time being applicable to him but to no other remuneration.

28. Restriction on matter to be discussed at meetings of the Committee.--(1) Notwithstanding any thing in these rules, the Board shall not be bound to furnish any information or answer any question at a meeting of the Committee, if in the opinion of the Chairman, it would be contrary to public interest so to do.

(2) Rules in Part III for the State Electricity Consultative Council to apply in all other matters not specifically dealt with in these Rules, the Rules prescribed by the State Government for the Council shall apply to the Committees.

PART V

Annual Financial Statement and other statements and Reports to be submitted by the Board

29. Form of annual Financial Statement.--The Board shall submit to the State Government each year an Annual Financial Statement in the form specified in Appendix 'B' in the month of February.

30. Supplementary Financial Statements.--A supplementary Financial Statement (if any) submitted to the State Government during the year to which such Supplementary Financial Statement pertains shall also be in the form specified in Appendix 'B'.

31. Submission of Statement to the State Electricity Consultative Council.--The Board shall submit to the Council Annual Financial Statement and Supplementary Statement (if any) together with copies of the report and proceedings before they are submitted to the State Government.

The Annual Financial Statement shall be sent not later than the 31st day of January.

32. Annual Statement of Account.—(1), The Annual Statement, of Accounts of the Board including profit and loss account and the balance-sheet shall be submitted by the Board to the State Government in the form specified in Appendix 'B'.

(2) The audited Statement of Accounts shall be published by the State Government in the Rajasthan Gazette and printed copies thereof shall be put on sale at a price not exceeding five rupees per copy, as the State Government may consider reasonable.

33. Submission of Annual Reports.—(1) The Board shall as soon as possible after the 31st day of March, in each year but later than the 30th September submit, to the State Government an Annual Report of the Board's operation during the financial year ending on the 31st March.

(2) The Annual Report under sub-rule (1) shall in addition to matters of general interest, deal with the following matters, namely:—

- (a) the names of members and Chief Officers of the Board, organisation of the various sections of the Board and a chart showing the organisation;
- (b) the progress made in the planning or construction of any new power source;
- (c) the progress made in the planning or construction of any new transmission system;
- (d) details of any station or stations which the Board has closed down over which the Board has assumed control during the year;
- (e) details of any undertakings, generating stations, or main transmission lines which the Board has acquired under provisions of section 23 or section 37;
- (f) the names of licensees for whom Rating Committee were set up by the Board during the year under section 57 A to examine the charges for electrical energy;
- (g) details of any directions given to licencees being Local Authorities in respect of their undertakings under the provisions of section 58;
- (h) details of the provisions of any inter-State agreement entered into with a contiguous State under the provisions of section 6;
- (i) the matters referred to the Central Electricity Authority;
- (j) the general financial position of the Board including a reference to the profit and loss made during the year;
- (k) the financial prospects for the ensuing year and the technical progress anticipated during the year;

- (l) other activities of the Board such as manufacture of any electrical or other machinery operated by electricity hire or hire purchased of appliances, show room display etc;
- (m) particulars of education, training facilities, welfare schemes for the staff and labour of the Board etc ;
- (n) tariffs of the Board in force during the year ;
- (o) Statistical data in the form specified in Appendix 'D';
- (p) review of the work of the State Electricity Consultative Council and Local Advisory Committees (if any) and ;
- (q) such other matters as may be specified by the State Government from time to time ;
- (r) Any other matters which the Board thinks fit to bring to the notice of the State Government.

PART VI

Borrowing—Conditions subject to which the Board may borrow.

34. Particulars of borrowing to be furnished to the State Government.—(1) Unless otherwise expressly provided in these rules the Board shall not borrow any sum of money except with the previous sanction of the State Government.

(2) While applying for previous sanction of the State Government under sub-section (1) of section 65, the Board shall furnish all such particulars of the amount, purpose, nature and circumstances of the proposed borrowing as the State Government may require.

35. Temporary borrowing by the Board.—The Board may, for the purpose of meeting any current expenditure properly chargeable to revenue of capital expenditure of an emergent nature, borrow within the limits fixed in that behalf by the State Government or raise any sum or sums of money by way of temporary loan, cash, credit or over draft from any bank, or otherwise, as it may require, on such terms, conditions and security, and in such form as may be approved by the State Government. The amount so borrowed, together with the interest thereon, shall be repaid from current revenues within a period of 12 months from the date of borrowing or such extended period as the State Government may allow.

36. Power to re-borrow.—(1) The Board shall have the power to borrow.—

- (a) for the purpose of paying of any money previously borrowed by it which is intended to be forthwith repaid ; or
- (b) in order to replace the money which during the previous twelve months has been temporarily applied from other funds of the Board in repaying money previously borrowed in accordance with these rules and which at the time of such re-payment it was intended to replace by borrowed money.

(2) Any money borrowed under this rule shall for the purpose of repayment be deemed to form part of the original loan.

37. Application of money borrowed.—Except with the previous sanction of the State Government, money raised by the issue of grant of any security shall not be applied to purposes other than those for which the money was raised.

38. Temporary investments.—(a) The Board may, from time to time, invest temporarily or deal with any moneys of the Board not immediately required for the purposes of the Board in such investments and or fixed term or call deposits with any Scheduled Bank as the State Government may by general or special order approve, and from time to time, may vary or realise such investments and or deposits with like approval.

(b) The Board may receive deposits and issue certificates for fixed general or special order, approve.

PART VII

The manner in which stock issued by the Board shall be issued transferred, dealt with and redeemed.

39. Issue of stock.—(1) All stock issued by the Board shall be redeemable stock and shall be created by and issued in pursuance of a resolution of the Board.

(2) The Board may issue such class or classes of stock as it may determine but each class of stock shall have a distinctive title and shall be issued on the terms and subject to the conditions that all stock at any time belonging to that class shall bear one and the same rate of interest, shall become redeemable at the same time and shall in all other respects be of the same character.

(3) Subject to the provisions of the Act and these rules stock may be issued for such amount at such price and at such rate of interest as the Board may with the previous approval of the State Government determine.

40. Redeemability of stock.—Stock issued by the Board shall be redeemed on the expiry of such period as the Board may, with the approval of the State Government, by a resolution determine :

Provided that it may be redeemed before the expiry of the said period, if the Board, by a subsequent resolution, so determines :

Provided further that no stock shall be liable to be redeemed before the expiry of the latest date for repayment mentioned in the original resolution creating the stock, unless at least three months' notice of intention to redeem the same has been given.

41. Issue of Stock at discount.—(1) Where stock is issued at a price lower than that at which it is to be redeemed the difference between the price of issue and the price of redemption shall, for the purpose of

these rules, be treated as a loan, authorised by the statutory borrowing power of the Board under section 65, repayable within the period expiring on the earliest date on which the said stock may be redeemed.

(2) For the purpose specified in sub-rule (1) the Board shall create a Discount Sinking Fund out of the revenues of the Board for the period of currency of such stock or bond issues.

42. **Issue of Stock at a Premium.**—Where the stock is issued at a price higher than that at which it is to be redeemed, the difference between the price of issue and the price of redemption, shall for the purpose of these rules be credited to premium on stock account which may be utilized by the Board in any other manners prescribed hereunder :—

- (i) by transfer to the reserve fund of the Board,
- (ii) to wipe off the intangible assets,
- (iii) to wipe off discount on the issue of stock,
- (iv) in such manner as approved by the Board.

43. **Power to grant Mortgages.**—(1) The Board may subject to the provision of the Act and these rules and prior consent of the State Government mortgage or charge the works and all the revenues of the Board or any specific property forming part of those works.

(2) No mortgage shall be granted by the Board for a period of less than ten years and no extension of the term of any mortgage shall be for a period of less than five years :

Provided that the provisions of this sub-rule shall not apply to, or in respect of any mortgage charged upon any specific property forming part of the works of the Board.

(3) Subject to the provisions of these rules every mortgage other than a mortgage of any specific property granted by the Board shall be by a deed made in the form specified or similar to that specified in Appendix 'A'.

44. **Power to issue and renew bonds.**—Subject to the provisions of these rules, and for the purpose of raising any money which it is authorised to borrow under the Act, the Board may issue and renew bonds.

45. **Security for bonds.**—(1) The principal money and interest for which bonds are issued by the Board shall be secured on the covenant of the Board to pay and the principal money and interest secured by any bonds or class of bonds may, in addition be charged upon or secured by a trust deed, charging the works and all the revenues of the Board or any specific property forming part of these works.

(2) Bonds issued by the Board shall be called "Rajasthan State Electricity Bonds" or "Rajasthan State Electricity Board Mortgage Bonds" or "Rajasthan State Electricity Board Mortgage Debentures" as the case may require.

(3) Bonds and applications for bonds shall be for amounts of one hundred, five hundred or one thousand rupees or multiples of one thousand rupees.

(4) The principal money secured by a bond shall be repayable at such date within the prescribed period as may be specified in the bond being not less than five years from the date of the bond.

(5) Nothing in this rule shall be constructed as prohibiting the Board from redeeming a bond at any time by agreement with the holder of the bond if it thinks fit to do so

46. Extension of securities unclaimed, redeemed or purchased.—(i) Any security redeemed or purchased by the Board shall be extinguished.

(ii) If at the end of a period of twenty years after the date (hereinafter referred to as "the date of redemption" on which any class of security is to be redeemed, the Board, by reason of the holder of any security of *that class not forthcoming or by reason of any doubt as to the ownership* of any such security is not able to redeem the security, the said security shall thereupon be deemed to have been extinguished, and the sum credited to revenue.

47. Board's lien on bonds and stocks and/or debentures.—(a) The Board shall have a first and permanent lien upon all the bonds, stocks or debentures registered in the name of each holder (whether solely or jointly with others) and upon the proceeds of sale thereof for all moneys in respect of such bonds, stocks or debentures and no equitable interest shall be created except upon the footing and condition that this rule shall have full effect, and such lien shall extend to all interest from time to time paid in respect of such bonds or stock or debentures. Unless otherwise agreed, the registration of transfer of bonds, stocks or debentures shall operate as a waiver of the Board's lien, if any, on such bonds, stocks or debentures.

(b) For the purpose of enforcing such lien, the Board may sell the bonds stock or stocks or debentures subject thereto in such manner as the Board thinks fit but no sale shall be made unless the sum in respect of which the lien exist is payable and until notice in writing of the intention to sell shall have been served on such holder, his executors or administrators or other legal representatives, as the case may be and default shall have been made by him or them in the payment of the sum payable as aforesaid for 7 days after the date of such notice.

(c) The next proceeds of the sale shall be received by the Board and applied in or towards payment of such part of the amount in respect of which the lien exists as is presently payable and the residue if any shall be paid to such holder, his executors or administrators or other legal representatives as the case may be.

48. Appointment of Registrars.—The Board shall before making each issue of stock or bond and before granting any mortgage appoint and thereafter continue to appoint on such terms and subject to such conditions and

instructions not inconsistent with these rules as it thinks expedient, an officer of the Board or any banking or other company as Registrar of the stock or bonds to be issued or as Registrar of Mortgages for all or any of the purposes of these Rules. The general practice of the Reserve Bank of India shall apply to all securities issued under these rules in respect of which the Reserve Bank is appointed as the Registrar.

49. Registrars of Securities.—Each Registrar shall maintain a register relating to each class of security for which he is appointed Registrar (hereinafter referred to as the Registrar) in which shall be entered:—

(a) in the case of stock:—

the name, address and description of each holder from time to time of stock of the class to which the register relates and the amount held by him;

(b) in the case of mortgages:—

(i) the names, addresses and descriptions of the parties to each mortgage, the number and date thereof, the amount for which the same is granted and particulars of the property mortgaged, and

(ii) the date of registration of each mortgage and the date on which the same is paid off;

(c) in the case of bonds, the name, address and description of each holder from time to time of bonds of the class to which the register relates, a statement of the amount of the bond held by him, the periods for which they are issued, and the property (if any) on which they are charged, and, if the bonds are secured by a trust deed the numbers and dates of the certificates issued to him as hereinafter provided, or if the bonds are not so secured the number of each bond held by him and the date of registration of each bond and the date on which the same is paid off:

50. Certificates of registered stock and bonds secured by trust deed—

On the registration of stock or of bonds secured by a trust deed the appropriate Registrar shall issue to the holder of the stock or bonds a certificate of the proprietorship of such stock or bonds, (as the case may be) and such certificate shall be *prima facie* evidence of the title of the person named therein.

51. Right to transfer securities —Subject to these rules and to the terms on which the security is issued, the holder of any security may transfer the same in whole or in part except that no mortgage or bond not secured by a trust deed shall be transferred in part, and no part of a bond secured by a trust deed shall be transferred which is not of an amount for which a bond may be issued by the Board.

52. Transfer of stocks and bonds secured by trust deed.—(1) Stock and bonds secured by a trust deed shall be transferred by an instrument in writing and shall be executed both by the transferor and the transferee and duly witnessed and the transfer shall be properly stamped.

(2) The instrument of transfer and the certificate to which the same relates shall be deposited with and retained by the appropriate Registrar. Such Registrar shall cause an entry thereof to be made in a book to be called "the Register of transfers" and shall endorse on the deed of transfer note on that entry, and shall issue new certificate or certificates to transferee or the transferor as the case may require. A separate register of transfers distinguished by a number or otherwise shall be kept for all classes of stock and of bonds secured by a trust deed.

(3) Not more than one class of stock or bonds shall be included in any transfer and the deed shall relate only to the transfer and shall not contain any recital power or proviso whatsoever.

(4) The transferor of stock or of bonds secured by a trust deed shall be deemed to remain the holder thereof until the name or the trustee is entered in the register relating thereto.

53. Transfer of mortgages and bonds not secured by trust deed.—

(1) Mortgages and bonds not secured by a trust deed shall be transferred by an instrument in writing. Each such deed shall be duly stamped and shall state its date and the consideration for the transfer and may be endorsed on the mortgage or bond to which it relates.

(2) The appropriate Registrar shall keep a register of transfers of mortgages or of bonds not secured by a trust deed and as soon as may be after the date of every transfer, the deed of transfer shall be produced to the appropriate Registrar, who shall cause the entries to be made in the appropriate register of transfers of the date of such deed, the names, address and descriptions of the parties thereto and until such entries have been made neither the Board nor the Registrar shall be, in any manner, responsible to the transferee. A separate register of transfer of bonds distinguished by a number or otherwise shall be kept for each class of bonds not secured by a trust deed.

(3) On the registration of any transfer of a mortgage or of a bond not secured by a trust deed, the transferee or his executors or administrators shall be entitled to the full benefit of the original mortgage or bond, the principal and interest secured thereby.

(4) No person, except the last transferee registered as aforesaid, or his executors or administrators shall be entitled to transfer, release or discharge any such mortgage or bond or any money secured thereby.

54. Inspection of registers of mortgages.—

The register of mortgage shall be open to inspection at all reasonable times by any mortgagee or other person entitled to the mortgage, free of charge, and by any other person on the payment of a fee not exceeding five rupees as the Board may from time to time determine

55. No notice of trusts.—

No notice of any trust, express, implied or constructive in respect of any security shall be entered in any register or in any other book kept by the Board or any Registrar, or on any certificate or in any mortgage or in any transfer of any security, or be receivable by

the Board or any Registrar or affect any Registrar or the Board through any register or otherwise, and the receipt of any person in whose name any security stands in the register relating thereto shall be a sufficient discharge to the Board for any money paid in respect of such security.

56. Transfer on death.—(1) The interest of a deceased holder of any security shall be transferable by his executors or administrators.

(2) When two or more persons are registered as holders of any security those persons shall be deemed to be joint holders of such security with right to survivorship between them.

(3) The Board or the appropriate Registrar may refuse to allow any executors or administrators to transfer any security until the probate of the will or the letters of administration to the estate of the deceased or a succession certificate under the Indian Succession Act, 1925 (XXXIX of 1925) has or have been left with the Registrar for registration and may require all the executors or the administrators to join in the transfer.

57. Transfer otherwise than by death of holder or transfer in books or by deed.—(1) If the interest in any security has been transferred by any lawful means other than a transfer in books or a deed in accordance with these rules on the death of a holder of the security, satisfactory evidence of the transfer shall be furnished to the appropriate Registrar by an affidavit of one or more competent persons or in such other manner as such Registrar, with the approval of the Board, may require.

(2) The name of the person entitled under the transfer shall be entered in the appropriate register.

(3) Until evidence has been furnished in accordance with sub-rule (1), the Board or such Registrar shall not recognise the transfer and no person claiming under the transfer shall be entitled to receive any interest on the security.

(4) For the purposes of this rule, the expression "transfer" includes any case of apparent transfer in the name of the holder of a security, although the actual ownership of the security may remain unaltered.

58. Charge of Registrar.—Subject to the conditions on which any security is issued, the Board may at any time determine the appointment of the Registrar for the time being of that security and appoint another Registrar in his place.

59. Registrar may take fees etc.—A Registrar may refuse to permit an entry to be made in the stock transfer books kept by him or to register any transfer of a security unless :—

- (i) The fee hereinafter mentioned is paid in respect thereof and the instrument of transfer is accompanied either by the certificate, or the deed creating the mortgage, or (in the case of a bond not secured by trust deed) the bond to which it relates (as the case may be) and,

- (ii) such other evidence (if any) as he may reasonably require to show the rights of the transfer or to make the transfer, is produced.

60. Registration fees.—(1) Except as otherwise provided by the conditions on which any security is issued the appropriate Registrar shall be entitled to charge as the Board may from time to time prescribe in respect of the registration of each one of the following :—

- (a) any transfer ;
- (b) probate of will or letters of administration ;
- (c) change of name ;
- (d) power of attorney ;
- (e) order of court ; and
- (f) any other document affecting the registration of a security.

(2) If any such registration affects more than one class of security a separate fee may be charged in respect of each class.

61. Registers to be prima facie evidence.—(1) Each register shall be *prima facie* evidence of any matter entered therein in accordance with these rules and of the title of any person entered therein as the holder of a security.

(2) A Registrar may refuse to permit an entry to be made in the Stock Transfer Books kept by him or to register any transfer of a security unless:—

- (i) the instrument of transfer is accompanied either by the certificate or the deed creating the mortgage or (in the case of a Bond not secured by a Trust Deed) the Board to which it relates, and
- (ii) unless such other evidence, if any, as he may reasonably require, to show the rights of the transfer or to make transfer, is produced.

62. Defaced or lost certificates.—(1) If any certificate of any security is worn or defaced, the appropriate Registrar shall on surrender of the certificate and payment of a fee of three rupees, issue a new certificate to the person entitled to the Surrendered certificate.

(2) If it is shown to the satisfaction of the appropriate Registrar that any such certificate has been lost or destroyed he shall after due notification in the official Gazette and on receiving indemnity to his satisfaction against all claims in respect of the lost or destroyed certificate and on payment of the charges of notification and a fee of three rupees issue a new certificate to the person entitled to the lost or destroyed certificate.

(3) A memorandum of the issue of a new certificate shall be made thereon and in the appropriate register.

63. Closing of transfer books etc.—(1) The appropriate Registrar, with the approval of the Board and after giving due notice by public advertisement, may close the register of transfers of any class of security for a period not exceeding thirty days immediately proceeding the date for the payment of interest on the security.

(2) The persons who on the day of closing in accordance with sub-rule (1) are registered as holders of any security, shall be entitled to the interest next payable thereon.

64. Arrangement with bankers.—The Board may subject to the provisions of these rules make any arrangement with, and provide for the proper remuneration of, any banking or other company, brokers or financial agents with respect to the issue of securities, the registration and transfers of securities, the payment of interest on securities, the keeping of books and other matters incidental to the issue, management, redemption and repayment of securities.

65. Saving for power revocation.—The Board may, by resolution revoke at any time in whole or in part, any resolution for the creation of any security passed by the Board if and so far as the same has not been acted on by the issue or grant of securities thereunder and shall forthwith give notice of any such revocation to the State Government.

66. Saving for Statement.—No security shall be issued or granted as a security in respect of which the payment of the principal and interest or the principal or interest is guaranteed by the State Government until the amount, price, rate of interest, date and method of issue of such security, the arrangement for the application of the proceeds of the issue and for the repayment of the proceeds have been previously approved by the State Government and no variation of any such arrangement shall be made without the like approval of the State Government.

PART VIII

Miscellaneous

67. Submission of annual accounts to Government and the State Electricity Consultative Council —(1) (i) The Board shall immediately after the accounts as certified by the Comptroller and Auditor General of India or any other person authorised by him in this behalf together with the audit report thereon have been received, consider the same at its next regular meeting or a special meeting convened for the purpose thereof and after consideration shall submit it to the State Government which may issue instructions to the Board who shall comply with such instructions.

(ii) A copy of the Statement of Accounts as certified by the Comptroller and Auditor General of India or any person authorised by him in this behalf together with the Audit Report, shall be placed on the table of the State Electricity Consultative Council for information, at the earliest next meeting,

(2) Government Orders on Statement of Accounts.—The State Government thereafter not later than the first day of December following shall consider the same and issue such orders and instructions to the Board as they consider necessary

68. Remuneration of the members of the Rating Committee.—The remunerating and travelling allowance to members of the Rating Committee if any constituted under section 57-A who are not paid servants of the State Government or the Board, shall be rupees thirty for every day of the meeting of the Rating Committee and travelling allowance at the rate admissible to Government officers of the corresponding status so declared by the State Government.

Provided that the members of the Board shall not be entitled to draw remuneration if the meetings of the Board and of the Rating Committee are held on the same day.

Provided further that a whole time member of the Board shall be entitled to the travelling and daily or halting allowance on the scales applicable to a Government servant of an equivalent status so declared by the State Government.

APPENDIX A

[See rule 43 (3)]

Form of Mortgages

Rajasthan Electricity Board

No.

Rs.

By virtue of the Electricity (Supply) Act, 1948, the Rajasthan Electricity (Supply) Rules, 1957, and of other powers enabling it in that behalf the Rajasthan Electricity Board (hereinafter referred to as "the Board") in consideration of the sum of Rs. (hereinafter referred to as "the principal sum") paid to the Board by.....of.... (hereinafter referred to as "the mortgagee") do hereby grant and assign upto the mortgagee (his) executors, administrators and assigns such proportion of the undertaking and revenue of the Board as the principal sum doth or shall bear to the whole sum which is or shall be charged on the said undertaking and revenues, To hold upto the mortgagee, (his) executors, administrators and assigns from the day of the date of these presents until the principal sum shall be fully paid and satisfied with the interest for the same (subject as hereinafter provided) at the rate of... ..per centum per annum from the.....day ofnineteen hundred and.....until the payment of the principal sum, such interest to be paid half-yearly on the..... day of.....and the day of.....in each year, and it is hereby agreed that the principal sum shall be repaid at the principal office of the (Registrar of Mortgages of the) Board on the.....day of..... ..nineteen hundred and.....

Provided always and it is hereby agreed and declared that the before mentioned time for repayment may from time to time by agreement between the Board and the mortgagee be extended to a subsequent day and upon any such extension the before-mentioned rate of interest may be altered to such other rate or rates of interest as shall from time to time be agreed upon between the Board and the mortgagee and mentioned in an endorsement to be made hereon under the hand of the Chairman or Secretary of the Board for the time being and that upon any such endorsement being made whether relating to extension of time only or to extension of time with alteration of rate of interest the provisions thereof shall be incorporated herewith and shall operate and take effect as though they had been originally inserted herein.

In witness whereof the Board have caused its common seal to be hereupto affixed this..... day ofnineteen hundred and

Secretary of the Board.

The endorsement within referred to.

The within named consenting the within mentioned time for repayment of the within mentioned principal sum of Rs.... ..is hereby extended to the day ofnineteen hundred and.... .. (and the interest to be paid thereon on and from the..... day ofnineteen hundred.... ..and..... is hereby declared to be at the rate ofper centum per annum).

Dated this..... ..day of.....nineteen hundred and.....

BUDGET STATEMENT II

Abstract of Capital Receipts.

Name of Scheme— Serial No.	Item	Actuals			Average of the past three years	Budget Estimates of current year	Revised Estimates of current year	Budget Estimates for next year	Remarks (Explanation of increase or decrease).
		195-195	195-195	195-195					
		3	4	5	6	7	8	9	10
1.	Opening Balance,								
2.	Subvention from Govern- ments,								
3.	Loans from Government.								
4.	Issue of Bonds.								
5.	Issue of Stock.								
6.	Other capital e.g. consu- mer's contributions for service connections, etc.								
7.	Borrowings from Reserve (a) Depreciation Reserve. (b) Other Reserves.								
8.	Other Borrowings (to be specified).								

Note :—This form will also be utilised for loans raised by the Board subject to provisions of Electricity (Supply) Act, 1948 under the head "General Administration" not specifically earmarked for any scheme.

BUDGET STATEMENT III

Capital Expenditure

Amount spent during passed three years.	195		195		195		Average expenditure for past three years.		Budget Estimate (Current year).		Probable during current year (Revised Estimate).		Amount Proposed for the next year.		Remarks (Explanation of increase or decrease).	
	195	195	195	195	195	195	Construction	Acquisition	Construction	Acquisition	Construction	Acquisition	Construction	Acquisition		
Amount of Sanctioned Estimate.	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.

1. Power Stations and connected works.

2. Transmission Lines including sub-station.

3. Distribution system (including sub-stations).

4. Administrative and residential land and buildings.

5. Other items (to be specified).

6. Lump sum for unforeseen expenses.

Total

Note :—This from will also be utilised for Board's Head Office Assets under "General Administration".

BUDGET STATEMENT IV

Abstract of Capital Expenditure.

S. No.	Name of Scheme	Abstract of Capital Expenditure.																	Remarks (Explanation of increase or decrease).
		Amount spent during past three years			Average expendi- ture for past three years	Budget Estimate (Current year)	Probable during cur- rent year (Revised Estimate).	Amount Pro- posed for the next year.											
		195	195	195				Construction	Acquisition										
1		3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18		
		Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.		

1. Power Station and connected works.
2. Transmission Lines including sub-station.
3. Distribution system (including sub-stations).
4. Administrative and residential land and buildings.
5. Other items to be specified.
6. Lump sum for unforeseen expenses.

Total ...

Note :—This form will also be utilised for Board's Head Office Assets under "General Administration."

BUDGET STATEMENT VI

Abstract of Revenue Receipts.

S. No.	Item	Actuals					Average of the past 3 years	Budget Estimates of current year	Revised Estimates of current year	Budget Estimates for ensuing year	Remarks (Explanation of increase or decrease).
		195	195	195	195	195					
1	2	3	4	5	6	7	8	9	10		

R₁ **R₂** **R₃** **R₄** **R₅**

1. From sale of electricity to.
 - (a) Owners of Controlled stations.
 - (b) Extra State Consumers.
 - (c) Other Consumers.
2. From Assisted Wiring, Sale, Hire, Hire and Purchase of Apparatus.
3. From sale of equipment manufactured by Board.
4. From Interest on securities and Investments.
5. From other items (to be specified).

Total ...

BUDGET STATEMENT VII

Revenue Expenditure.

Name of Scheme— S. No.	Amount of Sanctioned Estimate.	Amount spent during past three years.					Average Expenditure for past 3 years.	Budget Estimate current year.	Probable during current year (Revised Estimate)	Amount proposed for the next year.	Remarks (Explanation for increase or decrease).
		195	195	195	195	195					
		Rs.	Rs.	Rs.	Rs.	Rs.		Rs.	Rs.	Rs.	
1. Operation and Maintenance, W.D. 1000000	3	Rs.	4	5	6	7		8	9	10	11
2. On share of Head Office Administration											
3. On General Establishment charges.											
4. On Assisted Wiring, Safe, Fire, Hire, Staff Purchase of Apparatus											
5. On manufacture of Electrical equipment.											
6. Other charges (to be specified).											
7. Lump sum (for contingencies).											
Total :											

Note :—This form will also be utilized for Board's General Administration expenses at Head Office.

BUDGET STATEMENT VIII

Abstract of Revenue Expenditure

Sl. No.	Item	Amount spent during past three years.			Average Expenditure for past 3 years.	Probable Budget Estimate current year.	Amount proposed for the next year.	Remarks (Explanation for increase or decrease.)
		1954-55	1955-56	1956-57				
1	Operating and Maintenance	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	
2	On share of Head Office Administration	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
3	On General Establishment charges	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
4	On Assisted Wiring, Sale, Hire and Purchase	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
5	On manufacture of Electrical equipment	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
6	Other charges (to be specified)	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
7	Lump sum (for contingencies)	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	Rs. 195	
	Total	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	Rs. 3,00,000	

Note :—This form will also be utilised for Board's General Administration expenses at Head Office.

BUDGET STATEMENT IX

Name of Scheme—

Appropriation

S. No.	Item	Actuals for the past three year					Budget Estimates for current years	Revised Estimates for the current year	Budget Estimates for ensuing year	Remarks (Explanation of increase or decrease)
		195			195					
		195	195	195	195	195				
1	2	3	4	5	6	7	8	9		
		Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.		
1.	To interest on Bonds and stock not guaranteed by Government.									
2.	To interest on Bonds and stock guaranteed by Government.									
3.	To Depreciation Reserved Fund.									
4.	To repayment of principal and interest on sums paid by Government under guarantee.									
5.	To reimbursement of Capital used to finance operating expenditure.									
6.	To contribution to Discount Banking Fund.									
7.	To interest on Loans advanced by Government.									
8.	To contribution to Tariff and Development Reserve.									
9.	To repayment of interest Free Loans.									
Total										

APPENDIX 'B'
[See rules (29) and (30)].
Rajasthan Electricity Board, Annual Budget for 19 19
(in accordance with section 61 of the Act)
BUDGET STATEMENT I
Capital Receipts.

Capital Receipts.													
Serial No.	Item	Actuals.				Average of the past three years	Budget Estimates of current year	Revised Estimates for current year	Budget Estimates for next year	Remarks (Explanation of increase or decrease).			
		195-195	195-195	195-195	195-195		year	year	year				
1	2	3	4	5	6	Rs.	Rs.	Rs.	Rs.	10			
1.	Opening Balance.		Rs.	Rs.									
2.	Subvention from Government.												
3.	Loans from Government.												
4.	Issue of Bonds.												
5.	Issue of Stock.												
6.	Other capital e.g. consumer's contribution for service connections, etc.												
7.	Borrowings from Reserve.												
	(a) Depreciation Reserve.												
	(b) Other Reserves.												
8.	Other Borrowings.												
	(to be specified)												

Note :—This form will also be utilised for loans raised by the Board subject to the provisions of Electricity (Supply) Act, 1948 under the head "General Administration" not specifically earmarked for any scheme.

BUDGET STATEMENT XI

Establishment Schedule for year 19 to 19 .

Name of Scheme.

General Administration.

No. of posts last year	Nature of post and No. for budget year	Grade and pay	Amount per month	Amount per annum	Total	Allowance per month D.A/other than D.A.	Remarks.
1	2	3	4	5	6	7	

BUDGET STATEMENT XII

Establishment Schedule

Schedule of pay applicable to officers and other permanent employees.		
Grade	Designation	Scale of pay
1	2	3

BUDGET STATEMENT XIII

Scale of allowances applicable to officers and other permanent employees.

Description	Abbreviation	Scale	Remarks.
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BUDGET STATEMENT XIV

Establishment Schedule.

Number of permanent posts in Establishment Schedule grouped according to pay.

Stages (basic pay)	No. of posts	Monthly cost	Annual cost,
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BUDGET STATEMENT XV

Establishment Schedule

List of officers and other permanent employees who are required to furnish security.

Department posts	No. of posts	Designation	Grade	Amount of security	Autho- rity	Establishment Schedule Page No.
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BUDGET STATEMENT XVI

Proforma Account.

Name of Scheme	Dr.	Cr.
	Rs,	Rs.
1. Expenditure on :—	Income from Various sources :—	
(a) Generation of Electricity.	1. From sale of Electricity.	
(b) Purchase of Electricity.	2. From Assisted Wiring, Sale, Hire, Hire and Purchase of Apparatus.	
(c) Expenditure on controlled stations.	3. From sale of Equipment manufactured by Board.	
2. Operating expenditure	4. From interest on securities and investments.	
3. Depreciation.	5. From other items (to be specified).	
4. Interest charges.	6. Net loss.	
5. Expenditure on other Trading activities of the Board.		
6. Other items (to be specified).		
7. Net (to be specified)		

BUDGET STATEMENT XVII

Proforma Account (Abstract).

Name of Scheme	Dr.	Cr.
	Rs.	Rs.
1. Expenditure on :—	Income from Various sources.—	
(a) Generation of Electricity.	1. From sale of Electricity.	
(b) Purchase of Electricity.	2. From Assisted Wiring, Sale, Hire, Hire and Purchase of apparatus.	
(c) Expenditure on controlled stations.	3. From sale of Equipment Manufactured by Board.	
2. Operative expenditure.	4. From interest on securities and investments.	
3. Depreciation.	5. From other items (to be specified).	
4. Interest charges.	6. Net loss.	
5. Expenditure on other Trading activities of the Board.		
6. Other items (to be specified).		
7. Net (to be specified).		

APPENDIX C

(See rule 64)

STATEMENT I

Rajasthan Electricity Board.

Accounts for the period ending 1919.... Statement of Capital raised as on 31st March, 19 .

Maximum limit of Borrowing Powers of the Board
(Section 65 sub-section (3) of the Act).

Capital raised at the close of the previous year	....	....	....
Capital raised during the year of account	....	....	....
Redemptions during the year	....	....	....
Balance of borrowing powers of the Board at the end of the year	....	
Details of the loans raised and Bonds issued and outstanding	....	

Descriptions of loans and Bonds.	To the end of previous year.	During the year.	Total	To the end of previous year.	During the year.	Total.	Balance outstanding.
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STATEMENT II

Statement of Capital Expenditure for the year ended

Balance at the beginning of the year.	Additions during the year.	Retirements during the year.	Balance at the end of the year.	Remarks.
1	2	3	4	5

A—Intangible Assets :—

1. Preliminary expenses
2. Cost of licences.
3. Miscellaneous expenses.

Total intangible assets :—

1	2	3	4	5
---	---	---	---	---

B—Hydraulic Power Plant :—

1. Land and Rights.
2. Buildings and structures.
3. Reservoirs, dams, water-ways and pipe lines.
4. Water wheels Generators and accessory equipment.
5. Miscellaneous power plant equipment.
6. Roads, railways and bridges.

Total Hydraulic Power plant

	1	2	3	4	5
--	---	---	---	---	---

C—Steam Power Plant :—

1. Land and Rights.
2. Buildings and structures.
3. Boiler plant and equipment.
4. Engines, Turbines, Generators and accessory equipment.
5. Miscellaneous power plant equipment.
6. Roads and Railway sidings.

Total Steam Power Plant**D—Oil or Gas Power Plant :—**

1. Land and Rights,
2. Buildings and structures.
3. Engines, Generators and accessory equipment.
4. Miscellaneous power plant equipment.

Total Oil or Gas Power Plant**E—Transmission Plant (Extra high voltage)**

1. Land and Rights.
2. Buildings and structures.
3. Station equipment.
4. Towers, poles and fixtures.
5. Overhead conductors & devices.
6. Underground cables & devices.

Total Transmission Plant (E. H. V.)**F—Distribution Plant (High voltage) :—**

1. Land and Rights.
2. Sub-station equipment.
3. Line transformers.
4. Towers, poles and fixtures.
5. Overhead conductors and devices.
6. Underground cable & devices,
7. Service connections.
8. Meters & accessory equipment.

Total Distribution Plant (H. V.)

	1	2	3	4	5
--	---	---	---	---	---

G-Distribution Plant (Medium and low voltage) :-

1. Land and Rights.
2. Poles and fixtures.
- 3.c Overhead conductors and devices.
4. Underground cables & devices.
5. Service connections.
6. Meters and accessory equipment.

Total Distribution Plant (M. & L. V.)**H-Public Lighting :-**

1. Street and single lighting systems

I-General equipment :-

1. Land and Rights.
2. Buildings and structures.
3. Office furniture & equipment.
4. Transportation and equipment.
5. Laboratory and meter testing equipment.
6. Stores.
7. General tools and work equipment.
8. Communication equipment.
9. Miscellaneous equipment.

Total General equipment**Total Capital assets.****J-Wiring and Sales -**

1. Land and Rights.
2. Buildings and structures.
3. Office furniture & equipment.
4. Showroom equipment.
5. Demonstration equipment.
6. Stores.

K-Manufacture of Electrical Plant :-

1. Land and Rights.
2. Buildings and structures.
3. Office furniture.
4. Tools and equipment.
5. Stores.

Note :-Capital cost figures against items Numbers F. 7 and G-5 shall exclude the contribution made by the consumers towards service line charges. The overall capital costs should, however, be shown separately under the remarks column opposite these items.

STATEMENT III

Statement of Revenues for the year ended.....

Amount for year.	Remarks
Rs.	

A—Revenue by Sales of Electricity for:—

1. Domestic:—
 - (a) Light and Fans.
 - (b) Small power.
2. Commercial:—
 - (a) Light and Fans.
 - (b) Small power,
3. Industrial:—
 - (a) Medium and low voltage.
 - (b) High voltage.
- (4). Public lighting.
5. Traction:—
 - (a) Tramways.
 - (b) Electric Railways.
6. Irrigation and agricultural de-watering.
7. Public Water Works and Sewage.
pumping.
8. Supplies in bulk to:—
 - (a) Controlled stations.
 - (b) Extra State consumers.
 - (c) Others.

Totals receipts by Sale of Electricity.

 Ry.

B—Miscellaneous Revenue from consumers:—

1. Service connections.
2. Sale of stores.

C—Trading:—

1. Sale of Electric plant by the Board.
2. Sale, hire-purchase or hire of—
 - (a) Apparatus.
 - (b) Wiring.
3. Rentals from—
 - (a) Property.
 - (b) Meters.
- (4) Other Receipts (to be specified).

Total Miscellaneous Revenue from consumers.

Rs.

D—Other Revenue.

1. Interest from securities and investments.
2. Commission for the collections of Electricity Duty.
3. Miscellaneous items (to be specified).

Total Other Income

Total Operating Revenues.

STATEMENT IV

Statement of Operating Expenses for the year ended....

A—Hydraulic power generation:—

(a) Operation:—

1. Water for power.
2. Salaries for supervisory staff.
3. Salaries and wages of labour.
4. Lubricants and other consumable stores
5. Station supplies and miscellaneous expenses.

Total Operation.

(b) Maintenance:—

1. Salaries for supervisory staff.
2. Reservoirs, dams, waterways and pipelines.
3. Prime Movers generators and accessory equipment.
4. Roads, Railways and Bridges.

Total Maintenance

Total Hydraulic power-generation-expenses.

Amount for year.	Remarks.
------------------	----------

B—Steam Power Generation:—**(a) Operation:—**

1. Salaries for supervisory staff:
2. Salaries and wages for labour.
3. Fuel.
4. Lubricants and other consumable stores.
5. Water (if purchased separately).
6. Station supplies and miscellaneous expenses.

Total Operation.

(b) Maintenance:—

1. Salaries for supervisory staff.
2. Boilers, furnaces, steam pipes and accessory equipment.
3. Engines, turbines, generators and accessory equipment.

Total Maintenance.

Total Steam Power Generation Expenses.

C—Oil or Gas Power Generation:—**(a) Operation:—**

1. Salaries for supervisory staff.
2. Salaries and wages for labour.
3. Fuel.
4. Lubricants and other consumable stores.
5. Water (if purchased separately).
6. Station supplies and miscellaneous expenses.

Total Operation.

Amount for year. Remarks.

Rs.

(b) Maintenance:—

1. Salaries for supervisory staff.
2. Engines, generators and accessory equipment.

Total Maintenance.

Total Oil or Gas Power Generation Expenses.

D—Power Purchased.

Total Production Expenses $A+B+C+D$

E—Transmission (Extra high voltage).

Operation and Maintenance:—

1. Salaries for supervisory staff.
2. Salaries and wages for labour for station.
3. Salaries and wages for labour for lines.
4. Supplies and miscellaneous expenses for stations.
5. Supplies and miscellaneous expenses for lines.

Total Transmission Expenses (E. H. V.)

F—Distribution (High voltage)—

Operation and Maintenance:—

1. Salaries for supervisory staff.
2. Salaries and wages for labour for stations.
3. Salaries and wages for labour for H.V. Mains.
4. Supplies and miscellaneous expenses for stations.
5. Supplies and miscellaneous expenses for mains.

Total Distribution (H. V.) Expenses.

G—Distribution (Medium and low voltage)-

Operation and Maintenance—

1. Salaries For supervisory staff.
2. Salaries and wages for labour.
3. Supplies and miscellaneous expenses.

Total Distribution (H. & L. V.) Expenses.

Amount for year. Remarks.

H—Public Lighting.

Operation and maintenance,

I—Consumer's Services, accounts collection and Sales promotion.

1. Salaries for supervisory staff.
2. Meter reading and inspection.
3. Billing, collecting and accounting.
4. Demonstration and advertising.
5. Merchandising, servicing and contract work
6. Miscellaneous expenses.

Total consumer's services etc.

J—Rates and Taxes.

K—General Establishment charges—

1. Salaries of general officers and executives.
2. Other general office salaries.
3. Travelling and other expenses of officers and staff.
4. Rents.
5. General office supplies and expenses.
6. Auditors services.
7. Legal services.
8. Insurance.
9. Other items (to be specified).

Total General Establishment charges.

L—Administration Expenses—

1. Members' Remuneration.
2. Members' Travelling other allowances.

Total Management expenses.

Total Operating expenses.

STATEMENT V.

Statement of Depreciation for the year ended

Description of assets in groups as per statement II.	Balance brought forward from last account	Depreciation written off during the year	Arrears of Depreciation paid during the year	with balance dra- at the end of the year.	Remarks.
------------------------------------------------------	-------------------------------------------	------------------------------------------	----------------------------------------------	-------------------------------------------	----------

A-Intangible assets.

B-Hydraulic Power Plant.

C-Steam Power Plant.

D-O 1 or Gas power Plant.

E-Transmission Plant Extra High voltage.

F-Distribution Plant-High voltage.

G-Distribution Plant-Medium and Low voltage.

H-Public lighting.

J-General equipment.

K-Writing and sales.

L-Manufacture of electrical Plant.

Total Depreciation

STATEMENT VI

Statement of General Reserve for the year ended

Particulars	Balance at the beginning of the year	Appropriation during the year of account	Withdrawals during the year of account	Balance at the end of the year	Remarks.
-------------	--------------------------------------	------------------------------------------	----------------------------------------	--------------------------------	----------

STATEMENT VII

Statement of Tariffs and Development Reserve for the year ended

Particulars	Balance at the beginning of the year	Appropriations for the year	Withdrawal during the year for Development grants	Transfers to Revenue account for Tariff Reduction	Balance at the end of the year	Remarks.
-------------	--------------------------------------	-----------------------------	---------------------------------------------------	---------------------------------------------------	--------------------------------	----------

STATEMENT VIII

Net Revenue and Appropriation Account for the year

A-Net Revenue Account

Dr.		Cr.	
Particular	Amount	Particulars	Amount
1. To operative expenses per statement IV		1. By Gross receipts as per statement No. III	
2. To contributions towards staff Provident Fund and/or Pension Fund			
3. To depreciation as per Statement V			
4. To bad debts written off			
5. To Net Surplus carried over to statement IX			
Total		Total	

STATEMENT IX

Net Revenue and Appropriation Account for the year ended

B—Appropriation Account

Dr.		Cr.	
Particulars	Amount	Particulars	Amount
1. To interest on loans		1. By balance from last year's account	
2. To Federal Taxes as income and profit.		2. By net surplus brought over from Statement VIII	
3. To instalment of write down in respect of intangible assets.			
4. To contribution to General Reserve.			
5. To interest on Bonds and Stock not guaranteed.			
6. To depreciation Reserve by Government.			
7. To interest on Bonds and Stock guaranteed by Government.			
8. To repayment of Principal			

and Interest on sums paid by Government.

9. To repayment of Capital used to finance operating expenditure.

10. To contribution to General Reserve.

11. To interest on loans advanced by Government.

12. To contribution to Tariff and Development Reserve.

13. To repayment of Interest free loans.

14. To contribution to State Reserves.

15. To balance carried forward to next year.

STATEMENT X

General Balance sheet as on 31st December 19..

Liabilities and Credit balance	Amount	Assets and Debit balances	Amount.
	Rs.		Rs.
Maximum limit of borrowing powers of the Board.			
1. Loans and Bonds outstanding vide Statement I.		1. Capital amount expended on works vide Statement II.	
2. Balance due on construction of plant, machinery, etc.		2. Capital work in progress.	
3. Sundry creditors on open accounts.		3. Stores on hand:— (a) Coal Fuel, etc., (b) Trading. (c) Manufacturing. (d) General.	
4. Consumers' security deposit.		4. Advances to Licensees.	
5. Depreciation Reserve vide Statement V.		5. Sundry debtors for amounts paid on account of contracts in course of completion.	

- | | |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6. General Reserve vide Statement VI.
7. Tariffs and Development Reserve vide Statement VII.
8. Accounts payable to be specified.
9. Other current and accrued liabilities to be specified. | 6. Sundry debtors for electricity supplied.
7. Other debtors.
8. Securities at cost.
9. Special deposits.
10. Accounts receivable to be specified.
11. Deferred payments.
12. Cash at Bank
13. Cash on hand.
14. Balance of net revenue and appropriations accounts vide Statements VIII and IX. |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

STATEMENT XI

Budget Appropriation Account.

Serial No.	Name of Scheme	Budget head	Budget grant	Supplementary grant
1	2	3	4	5
Final modified grant of appropriation	Expenditure	Difference between col. 4 & 6	Difference between col. 6 & 7	Causes of difference shown in col. 8
6	7	8	9	10
Causes of difference shown in col. 9		Remarks:		
11		12		

APPENDIX D

[See Rule 64 (o)]

Annual Statistics.

STATEMENT I

Particulars of Generating Plant.

A. Generating Plant owned and operated by the Board.

Installed capacity of power plant.						
Name of Power Station.	As at the end of the previous year		Addition during the year		As at the end of the year.	
	Generators Kw.	Boilers Lbs./hr.	Generators Kw.	Boilers Lbs./hr.	Generators Kw.	Boilers Lbs./hr.
Steam—						
(i)						
(ii)						
(iii)						
etc.						
Oil—						
(i)						
(ii)						
(iii)						
etc.						
Hydro—						
(i)						
(ii)						
(iii)						
etc.						

B. Generating Plant controlled by the Board.

Installed capacity of power plant.						
Name of Power Station.	As at the end of the previous year.		Addition during the year.		As at the end of the year.	
	Generators Kw.	Boilers Lbs./hr.	Generators Kw.	Boilers Lbs./hr.	Generators Kw.	Boilers Lbs./hr.
Steam—						
(i)						
(ii)						
(iii)						
etc.						

Oil—

(i)

(ii)

(iii)

etc.

Hydro—

(i)

(ii)

(iii)

etc.

STATEMENT II

Particulars of the Board's Transmission Lines (11 KV and above):

Name of Section	Voltage	No. of circuits	Length in circuit miles.	
			As at the end of the previous year	Additions during the year
				As at the end of the year.

STATEMENT III

Particulars of the Board's Distribution Lines:

District or area	Voltage	Length of miles.		
		As at the end of the previous year	Additions during the year	As at the end of the year.

STATEMENT IV

Particulars of Transformers

District or area	Total Transformer-KVA		
	As at the end of the previous year	Additions during the year	As at the end of the year
	11 KV and above below. 11 KV	11 KV and above below. 11 KV	11 KV and above below. 11 KV

STATEMENT V

Particulars of the Board's Electricity production.

	Owmed.	Controlled.	Total.
1. Aggregate maximum demand kw—			
2. Kwh. generated and/or purchased.			
(a) Generated by Steam.			
(b) Generated by Oil.			
(c) Generated Hydro.			
(d) Purchased			
Total ..			
3. Fuel consumed—			
(a) Coal in tons.			
(b) Oil in tons.			
4. Kwh. used for auxiliaries in power station.			

STATEMENT VI

Particulars of the Board's Electricity production.

	KWH.
1. Domestic—	
(i) Heat and Power.	
(ii) Light and Fans.	
2. Commercial light and small power—	
(i) Heat and Power.	
(ii) Light and Fans.	
3. Industrial power—	
(i) Low and medium voltage.	
(ii) High voltage.	
4. Street Lighting.	
5. Tramways.	
6. Electric Railways.	
7. Irrigation and Agricultural de-watering.	
8. Public water works and sewage pumping.	
9. Supplies to military services.	
10. Supplies in bulk to—	
(i) Owners of controlled station.	
(ii) Distributing licences in the State.	
(iii) Extra State consumers.	
11. Total Electricity sales.	

STATEMENT VII

Particulars of consumers served directly by the Board.

	Number of consumers-served.		
	As at the end of the previous year	Addition during the year	As at the end of the year.
1. Domestic—			
(i) Heat and power.			
(ii) Light and fans.			
2. Commercial light and small power—			
(i) Heat and power.			
(ii) Light and fans.			
3. Industrial power—			
(i) Low and medium voltage.			
(ii) High voltage.			
4. Street lighting.			
5. Tramways.			
6. Electric Railways.			
7. Irrigation and Agricultural de-watering.			
8. Public water works and sewage pumping.			
9. Supplies to military services.			
10. Supplies in bulk to—			
(i) Owners of controlled stations.			
(ii) Distributing licences in the State.			
(iii) Extra State consumers.			
	Total		

STATEMENT VIII

Particulars of the Board's connected load.

	Total connected load.		
	As at the end of the previous year	Addition during the year	As at the end of the year.
	1	2	3

1. Domestic—

- (i) Heat and power.
- (ii) Light and fans.

	1	2	3
--	---	---	---

12. Commercial light and small power—

- (i) Heat and power.
- (ii) Light and fans.

3. Industrial power.

- (i) Low and medium voltage.
- (ii) High voltage.

4. Street lighting.

5. Tramways.

6. Electric Railways.

7. Irrigation and Agricultural de-watering.

8. Public water works and sewage pumping.

9. Supplies to military services.

10. Supplies in bulk to—

- (i) Owners of controlled stations.
- (ii) Distributing licenses in the State.
- (iii) Extra State consumers.

Total

STATEMENT IX

Particulars of towns and villages provided with electricity supply

		Number of towns or village.		
		As at the end of the previous year.	Additions during the year.	As at the end of the year.
Over	100,000			
50,000	100,000			
20,000	50,000			
10,000	20,000			
5,000	10,000			
Below	5,000			

Power Department Corrigendum

Jaipur, December 23, 1964.

No. F. 12 (OSD)/57.—The following correction may be made in the rules published vide Notification No. F. 12 (OSD)/57 dated the 5th September, 1963, in the Rajasthan State Electricity (Supply) Rules, 1963 published under notification No. F. 12 (OSD)/57 dated the 5th September, 1964:—

S.No.	Page No.	Line of Rule No.	Printed in Rajpara	Ought to have been printed
1	2	3	4	5
1	177	1	1964	1963
2	183	23 line 2	hall	shall
3	183	26 line 3	detrmined	determined
4	187	33(h) 1	he	The
5	185	38(h) 5	----	Terms bearing interest at such rates as the Govt. may be
6	187	40 Line 3	resolutish	resolution
7	190	52 line 3	hall	shall
8	193	61(11) Line I	reasonaby	reasonably
9	195	line 2	1957	1963

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 11-3-65-Page 806 (61)]

Power Department

Jaipur, September 30, 1966

Notification No. F. 4 (171) Pow./63.—In exercise of the powers conferred by section 78 of the Electricity (Supply) Act, 1948 (Central Act 54 of 1948), the State Government hereby makes the following amendment in the Rajasthan State Electricity (Supply) Rules, 1963, the same having been previously published in Rajasthan Gazette, Part 3 (b), dated 21st July, 1966 as required by sub-section (1) of the said section namely:—

AMENDMENT

For Sub-rule (3) of rule 4 of the said Rules, the following shall be substituted, namely:—

“(3) No person shall hold office of the Chairman or a Member beyond the age of sixty three years.”

N.B.—This amendment shall be deemed to have come into force with effect from 5th September, 1964.

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 6-4-67 Page 9]

Rules and Notifications under

EMPLOYEES' PROVIDENT FUNDS ACT, 1952
(CENTRAL ACT No. 19 OF 1952).

**EMPLOYEES' PROVIDENT FUNDS ACT, 1952
NOTIFICATION**

Published in Raj. Raj-patra Dated February 7, 1953 part I at page 1008 :

Jaipur, January 31, 1953.

No. F. 15 (1) Lab./53.—In exercise of the powers conferred by sub-section (1) of section 13 of Employees' Provident Funds Act, 1952 (XIX of 1952), the Government of Rajasthan hereby appoints Shri N. K. Joshi, officiating Special Labour Officer, Rajasthan, to be an Inspector for the whole of the State of Rajasthan, for the purposes of the said Act and of any scheme made thereunder, in relation to factories engaged other than in a controlled industry or in an industry connected with a mine or an oilfield.

By Order of
His Highness the Rajpramukh,
CHANDRA PAL SINGH,
Secretary to the Government.

Published in Raj. Raj-patra Dated March 7, 1953 part I at page 1079 :

Jaipur, February 25, 1953.

No. F. 15 (1) Lab./53.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employee's Provident Fund Act, 1952 (XIX of 1952), the Government of Rajasthan hereby appoints Shri S. N. Shukla, Labour Commissioner, Rajasthan, to be an Inspector for the whole of the State of Rajasthan, for the purposes of the said Act, and of any scheme made thereunder, in relation to factories engaged other than in a controlled industry or in an industry connected with a mine or an oilfield.

Published in Raj. Raj-patra Dated August 15, 1953 part I at page 591 :

Jaipur, August 8, 1953.

No. F. 15 (5) Lab./53.—In pursuance of sub-section (3) of section 14 of the Employees' Provident Fund Act, 1952 (XIX of 1952), the Government of Rajasthan hereby specifies the Central Provident Fund Commissioner, appointed under sub-paragraph (1) of paragraph 19 of the Employees' Provident Fund Scheme, 1952, as the authority for the purposes of sanctioning prosecutions in relation to factories other than factories engaged in controlled industries or in an industry connected with a mine or an oilfield falling within the sphere of the State of Rajasthan.

By Order of
His Highness the Rajpramukh
G. L. MEHTA,
Secretary to the Government.

Published in Raj. Raj-patra Dated February 13, 1954 part I at page 1183 :

Jaipur, February 2, 1954.

No. F. 15 (5) Lab./53.—In supersession of this Department Notification of even number, dated the 8th August, 1953, the Government of Rajasthan hereby specifies the Secretary to the Govern-

ment of Rajasthan, Labour Department, as the authority under sub-section (3) of section 14 of the Employees' Provident Funds Act, 1952 (XIX of 1952) for the purposes of sanctioning the prosecutions in relation to factories other than factories engaged in controlled industry or in an industry connected with a mine or an oilfield falling within the sphere of the State of Rajasthan.

By Order of
His Highness the Rajpramukh,
G. L. METHA,
Secretary to the Government.

Published in Raj. Raj-patra Dated June 26, 1954 part I at page 201 :

Jaipur, June 14, 1954.

No. F. 15 (7) Lab./54.—In exercise of the powers conferred by section 19 of the Employees' Provident Funds Act, 1952 (XIX of 1952), the Government of Rajasthan hereby directs that the powers exercisable by it under section 8 of the said Act to recover as arrears of land revenue any amount due from an employer in relation to a factory in respect of which the appropriate Government is the Government of Rajasthan shall be exercisable within his jurisdiction by a Collector.

Published in Raj. Raj-patra Dated March 26, 1955 part I (b) at page 797 :

Labour Department

NOTIFICATIONS

Jaipur, March 14, 1955.

No. F. 15 (5) Lab./53.—In pursuance of Government of India in the Ministry of Labour's Notification No. P.F.-43 (4) 54 dated the 30th November, 1954 published as S. R. O. 3527, dated the 4th December, 1954 in Part II Section 3 of the Gazette of India, the Government of Rajasthan has been pleased to specify the Secretary to the Government of Rajasthan, Labour Department, as the authority under Sub-Section (3) of Section 14 of the Employees' Provident Funds Act, 1952 (XIX of 1952) for the purposes of sanctioning the prosecutions in relation to factories engaged in controlled industry or in an industry connected with a mine or an oilfield falling within the Central Sphere.

Jaipur, March 14, 1955.

No. F. 15 (5) Lab./53.—In pursuance of Government of India in the Ministry of Labour's Notification No. P. F.-43 (4)/54-I, dated the 30th November, 1954 published as S. R. O. 5528, dated the 4th December, 1954 in Part II Section 3 of the Gazette of India, the Government of Rajasthan has been pleased to convey sanction for recovery of damages under section 14 B of the Employees' Provident Funds Act, 1952 from the employers of factories covering under the Central Sphere and/or decided after the 1st November, 1952 in respect of whom directions have been issued by the Ministry of Labour, Government of India's circular letter No. P.F. 504 (29/S.) 16 dated 18-2-54, (including employers of factories engaged

in controlled industry or in an industry connected with a mine or an oilfield), at the rate of 6½% per annum, subject to the maximum of 25% of the arrears on all arrears of Provident Fund contributions and/or administrative/inspection charges, calculated from the date of defaults.

By Order of
His Highness the Rajpramukh,
G. L. MEHTA,
Secretary to the Government.

Published in Raj. Raj-patra Dated December 10, 1955 part 1 (b) at page 731 .

ENGLISH TRANSLATION

(Authorised by His Highness the Rajpramukh),

Jaipur, November 1, 1955.

No. F. 15 (5) Lab./53.—In pursuance of section 14 B of the Employees' Provident Funds Act, 1952 (XIX of 1952), read with notification No. PF 43(4)/54-I, dated the 30th November, 1954 of the Government of India, in the Ministry of Labour, published as S.R.O. 5528, dated the 4th December, 1954, in Part II, section 3 of the Gazette of India dated the 4th December, 1954, and in partial modification of Notification of even Number dated the 14th March, 1955, of this Government, the Government of Rajasthan hereby imposes damages on the Maharaja Kishengarh Mills Ltd., Kishengarh at the rate of 25 per cent per annum, subject to a maximum of 25 per cent of the amount of arrears, on all arrears of contributions to the fund and administrative or inspection charges. The rate of damages mentioned above shall be calculated from the date of default.

By Order of
His Highness the Rajpramukh,
G. L. MEHTA,
Secretary to the Government.

Published in Raj. Raj-patra Dated April 14, 1956 part 1 (a) at page 21:

Jaipur, February 21, 1956.

No. F. 15 (5) Lab.55/.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Fund Act, 1952 (XIX of 1952) and in supersession of the Notification of the Government of Rajasthan in the Labour Deptt. No. F. 15 (1) Lab /53 dated 31-1-53, the Government of Rajasthan hereby appoints Shri Umrao Mal Patni, Labour, Officer, Rajasthan to be an Inspector for the whole state of Rajasthan for the purposes of the said Act and of any scheme framed thereunder in relation to the factories engaged in other than a controlled industry or an Industry connected with a mine or an oil field.

By Order of
His Highness the Rajpramukh,
R. N. HAWA,
Secretary to the Government.

Published in Raj. Raj-patra Vol. 8. 1956-57 part I (a) at page 125-126 :

Labour Deptt.
NOTIFICATION.

Jaipur, June 27, 1956.

No. F. 15 (5) Lab./53.—In exercise of the powers conferred by sub-section 13 of the Employees' Provident Fund Act, 1952 (XIX of 1952) the Government of Rajasthan hereby appoints the Central Provident Fund Commissioner to be an Inspector for the whole State of Rajasthan for the purpose of the said Act and of any scheme framed thereunder in relation to the Factories engaged in other than a controlled industry or an industry connected with a mine or an oil field.

By Order of
His Highness the Rajpramukh,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra Dated August 9, 1956 part I (a) at page 144 :

NOTIFICATION.

Jaipur, July 31, 1956.

No. F. 15 (5) Lab./52.—In exercise of the powers conferred by section 19 of the Employees' Provident Funds Act, 1952 (XIX of 1952), the Government of Rajasthan hereby direct that the powers exercisable by them under section 14 (B) of the said Act to recover damages from the employer in relation to a factory in respect of which the appropriate Government is the Government of Rajasthan shall be exercisable within his jurisdiction by the Regional Provident Fund Commissioner, Rajasthan, Jaipur.

By Order of
His Highness the Rajpramukh,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra Dated May 2, 1957 part I (a) at page 30 :

INDUSTRIES DEPARTMENT (C) (LABOUR DEPARTMENT)

NOTIFICATIONS

Jaipur, April 18, 1957.

No. F. 1 (63) Lab./56.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (XIX of 1952) and in supersession of the notification of the Government of Rajasthan in the Labour Department No. 15 (5) Lab./56, dated the 21st February 1956, the Government of Rajasthan hereby appoint, Sarvashri Umrao Mal Patni and Narendra Kumar Kaushik as Inspectors in the State of Rajasthan for the purpose of the said Act and any Scheme framed thereunder in relation to factories engaged in other than a controlled industry or an industry connected with a mine or an oil field.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra Dated May 2, 1957 part I (a) at page 30 :

Jaipur, April 20, 1957.

No. D.822/F. 1 (8) Lab./55.—In exercise of the powers conferred by sub-section (1) of section 13 of Employees' Provident Funds Act, 1952 (19 of 1952) and in supersession of previous notifications on the subject in so far as they relate to the appointment of Labour Commissioner as Inspector for the territories comprised in the New State of Rajasthan the Rajasthan Government hereby appoints Shri C. Issar, Commissioner of Labour Rajasthan to be an Inspector for the whole of the New State of Rajasthan for the purposes of the said Employees' Provident Funds Act and of any scheme made thereunder in relation to factories within that State engaged in other than controlled industry or in an industry connected with a mine or an oil field.

By Order,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra Dated October 10, 1957 part I (b) at page 532 :

INDUSTRIES (C) DEPARTMENT

(LABOUR-SECTION)

Jaipur, September 17, 1957.

No. F. 15 (5) Lab./55.—In exercise of the powers conferred by sub-section (3) of section 14 of the Employees Provident Funds Act, 1952 (Central Act No. XIX of 1952) read with the Government of India, Ministry of Labour Notification No. S.R.O. 1258 dated the 20th April, 1957 and in supersession of all Notifications in force the State Government does hereby specify the Secretary to the Government of Rajasthan in the Labour Department to be the authority for according sanction under the aforesaid sub-section in respect of any offence punishable under the said Act or under any scheme.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

EMPLOYEES PROVIDENT FUNDS ACT, 1952,

Published in Raj. Raj-patra part IV (c) dated January 22, 1959 at page 1385

Industries (C) Department

(Labour Section)

NOTIFICATION

Jaipur, December 18, 1958.

No. F. 3 (10) Lab./58.—In exercise of the powers conferred by section 17 read with sub-section 2 (a) (ii) of the Employees' Provident Funds Act, 1952 (Central Act No. XIX of 1952) the State Government does hereby specify the Secretary to the Government of Rajasthan in the Labour Department to be the authority under the aforesaid sub-section.

By Order of the Governor,
A. K. ROY,

Secretary to the Government.

Published in Raj. Raj-patra part I (a) dated January 15, 1959 at page 338

Jaipur December 27, 1958.

No. F. 3 (71)/Lab./58.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (XIX of 1952) and in supersession of all previous notification issued in the respect, the Government of Rajasthan hereby appoints Shri N. K. Kaushik to be an Inspector for the whole of State of Rajasthan for the purposes of the said Act and of any Scheme made thereunder in relation to an establishment which is a factory engaged in other than a controlled industry or an industry connected with a mine or an oil field.

By Order,
A. K. ROY,

Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated May 28, 1959 at page 155

Jaipur, April 24, 1959.

No. F. 3 (10) Lab./58.—In pursuance of the powers delegated to it under section 19 (a) of the Employees' Provident Funds Act, 1952 (XIX of 1952) by the Government of India, Ministry of Labour and Employment, New Delhi vide their Notification No. PF-II/5 (13) 58, dated the 24th March, 1958 published in part II section 3 sub-section (ii) of the Gazette of India dated the 29th March, 1958, the State Government in exercise of the powers conferred by section 19 (b) does hereby appoint the Secretary, Labour Department, Government of Rajasthan, Jaipur to be an authority

under the explanation to sub-clause (iv) of clause (f) of paragraph 2 of the Employees' Provident Funds Scheme, 1952 to declare a person as an apprentice in relation to a factory engaged in any industry in respect of which the appropriate Government is the Central Government.

Published in Raj. Raj-patra part I (b) dated July 2, 1959 at page 196

Jaipur, May 4, 1959.

No. F. 5 (28)/Lab/58.—In exercise of the powers conferred by section 19 of Employees' Provident Funds Act, 1952 (XIX of 1952) the State Government hereby directs that the powers exercisable by the Secretary to the Government of Rajasthan, Jaipur under section 8 of the said Act to recovery as arrear of Land Revenue any amount due from an employer in relation to a factory engaged in an industry in respect of which the appropriate Government is the State Government, on account of any contributions payable under the said Act or towards the cost of administering the Provident Fund payable by such employer under any Scheme framed thereunder shall also be exercisable by the Regional Provident Fund Commissioner, Rajasthan Jaipur.

By Order,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated July 16, 1959 at page 118

NOTIFICATION

Jaipur, July 2, 1959.

No. D. 4575/F. 6 (35) Ind. (C) 59.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (19 of 1952) and in supersession of previous notifications on the subject in so far as they relate to the appointment of Labour Commissioner as Inspector for State of Rajasthan, the Government of Rajasthan hereby appoints Shri O. N. Sharma, Assistant Labour Commissioner, Rajasthan, to be an Inspector of State of Rajasthan with effect from the 28th May, 1959 to the 25th June, 1959 for the purposes of the said Employees' Provident Funds Act and of any scheme made thereunder in relation to factories within that State engaged in other than controlled industry or in an industry connected with a mine or an oilfield.

By Order,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated August 6, 1959 at page 422

Jaipur, July 9, 1959.

No. D. 4092/F.3 (10)/Lab/58—In exercise of the powers conferred by section 19 of the Employees' Provident Funds Act, 1952 (Act No. 19 of 1952) read with Government of India's Notification No. PF II/5 (13)/58, dated the 24th March, 1958 and in pursuance of sub-rule (2) (f) (ii) of rule 80 of the Employees Provident Fund Scheme, 1952 the State Government hereby specifies the Labour Commissioner as an authority to declare a person as an apprentice in relation to a factory engaged in a newspaper establishment.

Published in Raj. Raj-patra part I (a) dated August 6, 1959 at page 142

Industries (C) Department

NOTIFICATION

Jaipur, July 20, 1959.

No. F. 10 (1) (23)/Ind.(C)/59 In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (19 of 1952) and in supersession of this Department Notification No. D. 4575/F. 6 (35)/Ind. (C)/59, dated the 2nd July, 1959 on the subject in on far as they relate to the appointment of Labour Commissioner as Inspector for State of Rajasthan, the Government of Rajasthan hereby appoints Shri M. N. Panboly, R. A. S., Officiating Labour Commissioner, Rajasthan, to be an Inspector of State of Rajasthan with effect from the forenoon of the 13th July, 1959 for the purposes of the said Employees' Provident Funds Act, and of any scheme made there under in relation to the factories within that State engaged in other than controlled industry or in an industry connected with a mine or an oil-field.

By Order,

A. K. ROY,

Secretary to the Government.

Published in Raj. Raj-patra part I (a) February 4, 1960 at page 331

Industries 'G' Department

NOTIFICATION

Jaipur, January 13, 1960.

No. D. 11688/F. 10 (1) (23)/Ind. (C)/59.—In exercise of the powers conferred by sub-section (1) of section 13 of the Employees' Provident Funds Act, 1952 (19 of 1952) and in supersession of this Department Notification No. F. 10 (1) (23)/Ind. (C)/59, dated the 20th July, 1959 on the subject in so far as they relate to the appointment of Labour Commissioner as Inspector for State of Rajasthan, the Government of Rajasthan hereby appoints Shri C.D. Issar, R.A.S., Officiating Labour Commissioner, Rajasthan to be an Inspector of State of Rajasthan with effect from the 27th October, 1959 for the purpose of the said Employees' Provident Funds Act,

and of any scheme made thereunder in relation to the factories with-
in that State engaged in other than controlled industry or in an
industry connected with a mine or an oil-field.

By Order of the Governor,
R. K. CHATURVEDY,
Secretary to the Government.

Published in Raj. Raj-patra part 1 (b) dated July 21, 1960 at page 238

Jaipur, March 31, 1960.

No. D. 2002/F. 3 (92) Lab./59.—In exercise of the powers
conferred by sub-section (1) of section 13 of the Employees' Provi-
dent Funds Act, 1952 (XIX of 1952), the State Government hereby
appoints the Central Provident Fund Commissioner, to be an Ins-
pector for the whole of the State of Rajasthan, for the purposes of the
said Act of any Scheme made thereunder, in relation to an establish-
ment which is a factory engaged in other than controlled industry,
or a mine or an oil-field.

Published in Raj Raj-patra part 1 (b) dated October 13, 1960 at page 367-369

Jaipur, September 16, 1960.

No. F. 3 (25) Lab/60.—In exercise of powers conferred by
sub-section (1) of section 17 of the Employee's Provident Funds
Act, 1952 (Central Act No. XIX of 1952) and with reference to
Central Government, Ministry of Labour and Employment Notifi-
cation No. S.O. 1236 dated the 20th June, 1958 published in Part
II-section 3 (ii) of the Gazette of India dated 28th June, 1958, the
State Government hereby exempts M/s Associated Stone Industries
(Kota) Ltd., Ramganj Mandi with effect from 30-11-57 from the
operation of the Employees' Provident Fund Scheme, 1952 subject
to the conditions specified in Scheduled hereto annexed, which
are in addition to the conditions mentioned in sub section (1) of the
said section.

SCHEDULE I.

*Terms and conditions for grant of exemption to M/s Associated
Stone Industries (Kota) Ltd., Ramganj Mandi.*

M/s Associated Stone Industries (Kota) Ltd., Ramganj Mandi
shall have a provident fund scheme in force, the Rules of which
with respect to the rates of contribution shall not be less favourable
than those specified in section 6 of the Act and the employees shall
also be in enjoyment of other provident fund benefits which on the
whole shall not be less favourable to the employees than the bene-
fits provided under the Act or any Scheme in relation to the emplo-
yees in any other factory of a similar character and these rules shall
be followed in all respects.

2. The employer in relation to each factory (hereinafter refe-
rred to as the 'employer') shall within three months of the date of
publication of this notification, amending the constitution of the

Provident Fund maintained in respect of the factory in regard to the following matters, namely:—

(a) The provident fund shall vest in a Board of Trustees and there shall be availed instrument in writing, which adequately safeguards the interests of the employees and such instrument shall be duly registered under section 5 of the Indian Trusts Act, 1882:

(b) The Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;

(c) The employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under the rules of the factory. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme hereinafter referred to as Regional State Commissioner within whose jurisdictions the factory to which the matter relates is situated and whose decision in the matter shall be final.

(3) The Provident Fund Rules of the factory shall not be amended except with the previous approval of the Regional/State Commissioner, where any amendment effects the interest of the employees before giving his approval the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such returns to the Regional/State Commissioner as the Central Provident Fund Commissioner, may from time to time direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the factory as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book in such form as may be approved to each subscriber who, but for the exemption, would have been a member of the Fund established under the employees' Provident Fund Scheme, 1952

(c) The employer shall make all investment of accumulations occurring after the date of exemption in securities of the Central Government. The re-investment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regionall State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employer.

7. The employer shall display on the notice board of his factory in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the employees who but for the exemption would have been members of the statutory Fund.

9. When the Fund is wound up or exemption of the Factory is cancelled, accumulations standing to the credit of the employees who, but for the exemption would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and in case not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the E.P. Fund or an exempted fund and who obtain employment in his factory. Such an employee shall immediately be admitted as a member of the factory's Provident Fund. His accumulations which shall be transferred within a months of his joining the factory shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employee's Provident Fund Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is 12.5 naya paisa or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12.5 naya paisa shall be ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naya paisa that is 2.5 naya paisa or more shall be counted as 5 naya paisa and any amount less than 2.5 naya paisa shall be ignored.

13. On all repayable loans granted by factories interest shall be charged at the rate of 4½% or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damages shall be paid at rate fixed by the Central Government from time to time.

15. Wherever there is an agreement between the employers and the employees in any manner, it should be left undisturbed and the election procedure would apply only to future cases. The Boards of Trustees in existence need not be disturbed during their current terms of tenure.

16. Subject to what has been stated above, wherever there is a registered union, such unions may nominate workers' representatives. If there is a single registered union recognised statutorily or by a bi-partite agreement, such a union shall nominate the workers representatives. Where there are more than one Union with an agreement among themselves *inter se* and the employers as well, such agreement shall operate. If there are a number of Unions, or in case there is no recognised union, election of nominees be conducted by the employer for selection of nominees from amongst the members of the Fund. There shall be single vote, secret ballot and election on a working day. All candidates proposed should be accepted and the three top most candidates should represent the workers on the Board.

17. Exemption granted by this notification is liable to be withdrawn by the Secretary to the Government of Rajasthan, Labour Department, Jaipur for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

EMPLOYEES PROVIDENT FUNDS ACT, 1952

Labour Department

Jaipur, the 3rd April, 1962

NOTIFICATION

No. F. 3 (4)/Lab/62.—In exercise of the powers conferred by clause (b) of section 19 of the Employees' Provident Funds Act, 1952 (19 of 1952), read with Government of India, Ministry of Labour & Employment, Notification No. S. O. 32 dated the 30th December, 1961 published in Part II Section 3 (ii) of the Gazette of India dated the 9th January 1962, delegating the powers of the Central Government to the State Government under section 19 a) of the said Act, the State Government hereby appoints the Secretary, Labour Department Government of Rajasthan, Jaipur to be an authority under the proviso to sub-section (5) of Section 1 of the said Act to act on behalf of the Government in relation to factory establishment falling under the Central as well as State sphere;

By Order of the Governor,
D GOSWAMI

Secretary to the Government.

Notifications under

EMPLOYEES PROVIDENT FUND ACT, 1952 NOTIFICATIONS

Labour And Employment Department

Jaipur, August 5, 1966.

Notification No. F. 1 (4) (8) L&E/66.—This Department Notification No. F. 15 (5) Lab./52 dated the 31st December, 1956, delegating powers under section 14-B of the Employees Provident Fund Act, 1952 to the Regional Provident Fund Commissioner is hereby withdrawn.

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 5-8-66]

Labour And Employment Department

Jaipur, January 7, 1967.

Notification No. F. 1 (3) (73) L&E/65.—In exercise of the powers conferred by section 17 of the Employees' Provident Fund Act, 1952 (Central Act 19 of 1952), the State Government hereby exempts the Rajasthan State Road Transport Corporation from the operation of the Employees' provident Fund Scheme, 1952, subject to the following conditions, namely—

That, this exemption shall apply in the case of employees—

- (i) Who are on deputation from the Government of Rajasthan and are governed by the provisions of Rajasthan Service Rules;
- (ii) Who are subscribing to any other provident Fund (viz. the Sirohi or Abu Road of Jodhpur Contributory Provident Funds) which are in no way less favourable than the statutory scheme of Provident Funds;
- (iii) Who are employees of the former Roadways Department and are also governed by the provisions of the Rajasthan Service Rules.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 7-1-67—Page 705]

Rules and Notifications under

EMPLOYEES' STATE INSURANCE ACT, 1948
(CENTRAL ACT No. 34 OF 1948).

RAJASTHAN EMPLOYEES INSURANCE COURT RULES, 1955

Notes

Sub-Section (1) of Section 96 of the employees State Insurance Act, 1948 authorises the State Government to make rules in regard to the following matters, namely—

(a) the constitution of Employees' Insurance Courts, the qualification of persons who may be appointed Judges thereof, and the conditions of service of such Judges;

(b) the procedure to be followed in proceedings before such Courts and the execution of orders made by such Courts ;

(c) the fee payable in respect of applications made to the Employees' Insurance Court, the costs incidental to the proceedings in such Court, the form in which applications should be made to it and the particulars to be specified in such applications ;

These rules have been framed to provide for these matters.

LABOUR DEPARTMENT NOTIFICATION

Jaipur, February 18, 1955.

No. F. 15 (5) Lab./52.—In exercise of the Powers conferred by the clause (a) to (c) of sub-section 1 of section 96 of the Employees State Insurance Act, 1948 the Government of Rajasthan is pleased to make the Rajasthan Employees State Insurance Court Rules, 1955, the same having been previously published in the Rajasthan Rajpatra as required under the above section. The same will come into force from the date of publication in the Rajasthan Rajpatra (Rules).

By Order of
His Highness the Rajpramukh,
G. L. MEHTA,
Secretary to the Government.

CHAPTER I.

Employees' Insurance Courts.

1. (1) *Short title and commencement.*—These Rules may be called theRajasthan Employees' Insurance Court Rules, 1955.

(2) They extend to the whole of Rajasthan.

(3) They shall come into force on such date as the State Government may by notification in the Official Gazette, appoint.

Notes

The rules came into force from with effect from 1st December, 1956 vide Notification No. F. 15 (5) Lab./54 dated 1st March, 1957 published in Rajasthan Rajpatra, part IV (c) dated 28/3/57.

2. *Definitions.*—In these Rules, unless there is anything repugnant in the subject or context,

These rules have been first published in Rajasthan Raj-patra dated May 21, 1955 in part IV (c) at page 125 :

(a) "Act" means the Employees' State Insurance Act, 1948 (XXXIV of 1948);

(b) "Court" means an Employees' Insurance Court constituted under Section 74;

(c) "Form" means a form appended to these rules;

(d) "Section" means section of the Act;

(e) All other words and expressions used herein and not defined shall have the meanings respectively assigned to them by the Act;

Constitution of Courts.

Notes

Section 74 of the Act authorises the State Government to constitute Employees Insurance Courts for specified areas. The State Government has authorised to regulate distribution of business between different Courts. The Employees State Insurance Courts have since been constituted in exercise of this power vide Notification No. F. 15 (5) Lab./56 dated 12th November, 1956 published in Rajasthan Raj-patra, part I (a) dated 22/11/56.

3. *Compensation of the Court and place of sitting.*—(1) A court ordinarily consist of one Judge; Provided that the State Government may after consultation with the Corporation, by notification in the Official Gazette appoint two or more Judges to a Court for any particular proceeding or class of proceedings and for such period as may be specified in the notification.

(2) Subject to the provisions of rule 6, a Court shall sit at such place or places and at such time as the State Government may, after consultation with the Corporation, from time to time specify.

4. *Constitution of the presiding Officer of a Civil or Criminal Court as a Court.*—The State Government may constitute the presiding Officer of any Civil or Criminal Court in the State as a Court for the purpose of the Act and such presiding Officer shall thereupon discharge the functions of the Court in addition to his own duties.

5. *Distribution of business where there are more Court.*—Where more than one Court is constituted for the same local area, the State Government may, after consultation with the Corporation by a general or special order, distribute business among them.

6. *Fixing of time of sitting etc. where there is one Court for two or more local areas.*—(1) Where one Court is constituted for two or more local areas, the Court shall, subject to the approval of the State Government, appoint the time at which the Court shall sit in respect of each local area in respect of any class of proceedings under the Act.

(2) A notice of the time appointed under sub-rule (i) shall be published in such manner as the State Government may, from time to time direct.

7. *Procedure where there are more Judges than one.*—(1) Where more than one Judge has been appointed to a Court, the State Government shall specify their rank and procedure.

(2) The Senior Judge for the time being shall, from time to time, make such arrangements, as he thinks fit, for the distribution of business of the Court among the Judges thereof.

(3) When two or more Judges, sitting together differ on any question the opinion of the majority of such Judges shall prevail; where there is no majority, the opinion of the Senior most Judge shall unless the State Government otherwise directs prevail.

8. *Abolition etc. of a Court.*—The State Government may, with the consent of the Corporation, by Notification in the Official gazette abolish any Court or by a like notification after the jurisdiction of any Court.

Conditions of service of Judges, etc.

9. *Appointment, salaries, allowances, etc.*—(1) The State Government may, appoint a person qualified under Section 74 of the Act to be a Judge of a Court.

Notes

Sub-Section (3) of Section 74 of the Act requires that:—

(3) Any person who is or has been a judicial officer or is a legal practitioner of five years' standing shall be qualified to be a Judge of the Employees' Insurance Court.

(2) A Judge shall receive such salary and allowances as the State Government may after consultation with the Central Government from time to time, determine.

(3) A Judge shall receive dearness allowances, compensatory (city) allowances, house-rent and other allowances, at such rates and subject to such conditions as are applicable to officers of the State Government of a corresponding rank sanctioned at the same place. A Judge shall be entitled to leave and leave salary under the leave rules which may from time to time be applicable to other State Government servants of similar status and drawing similar emoluments.

(4) A Judge shall be entitled to travelling allowance for journeys performed on official business in accordance with the applicable to the class of Officers to which in the opinion of the State Government such judge belongs.

(5) A Judge shall be subject to such other conditions of service, as the State Government may after consultation with the Central Government determine.

(6) Notwithstanding anything contained in sub-rules (2) to (5) the pay allowances, and other conditions of service of a Judge, if he is a person already in the service of the Government, shall be such as the State Government may with the approval of the Central Government by a general or special order, from time to time determine.

(7) Where the State Government confers the powers of a court on the Presiding Officers of a Civil or Criminal court, the Presiding Officer may be paid such additional allowance as the State Govern-

ment may after consultation with the Central Government; determine.

10. *Appointment of other officers and subordinate staff.*—

(1) The State Government may with the consent of the corporation appoint such ministerial officers and other subordinate staff as may be necessary for the exercise and performance of the powers and duties conferred and imposed on a Court by or under the Act.

(2) The ministerial officers and the subordinate staff of a Court shall exercise such powers and discharge such duties as the Judge or, if there are more Judges than one, the Senior Judge, may, subject to any order of the State Government, from time to time, direct.

(3) The Ministerial officers and the subordinate staff of a Court shall be subject to such conditions of service and draw such salaries and other emolument and receive such benefits as may be fixed by the State Government after consultation with the central Government..

Administrative control and Court Seal.

11. *Administrative control of the High Court.*—A Court shall be subject to the administrative control and superintendence of the High Court, and shall,—

(a) keep such registers, books and accounts as the High Court may, from time to time, prescribe; and

(b) comply with such requisitions as may be made by the High Court or the State Government for submission of service records, returns and statements, in such forms and in such manner as the authority making the requisition directs.

12. *Seal.*—A court shall keep a seal of such size, dimensions and designs as the State Government may direct.

CHAPTER II.

Procedure and Execution of Orders.

Notes

The rules in this Chapter are meant to put into effect the requirements of section 78 of the Act which reads as under:—

(1) The Employees' Insurance Court shall have all the powers of a Civil Court for the purposes of summoning and enforcing the attendance of witnesses, compelling the discovery and production of documents and material objects, administering oath and recording evidence and such Court shall be deemed to be a Civil Court within the meaning of section 195 and Chapter XXXV of the Code of Criminal Procedure 1898 (V of 1898).

(2) The Employees' Insurance Court shall follow such procedure as may be prescribed by rules made by the State Government.

(3) All costs incidental to any proceedings before an Employees' Insurance Court shall, subject to such rules as may be made in this behalf by the State Government, be in the direction of the Court.

(4) An order of the Employees' Insurance Court shall be enforceable as if it were a decree passed in a suit by a Civil Court.

13. *Application.*—(1) Every proceeding under Section 75 shall be instituted by the presentation of an application to the Court.

Notes

Section 75 of the Act provides for the decision of disputes and claims by the Employees Insurance Courts. The section reads as under :—

(1) If any question or dispute arises as to—

(a) whether any person is an employee within the meaning of this Act or whether he is liable to pay the employees' contribution, or

(b) the rate of wages or average daily wages of an employee for the purposes of this Act, or

(c) the rate of contribution payable by a principal employer in respect of any employee, or

(d) the person who is or was the principal employer in respect of any employee, or

(e) the right of any person to any benefit and as to the amount and duration thereof, or

(ee) any direction issued by the Corporation under section 55 on a review of any payment of disablement or dependants' benefits;

(f) the actuarial present value of the periodical payments referred to in section 66, or

(g) any other matter which is in dispute between a principal employer and the Corporation, or between a principal employer and an immediate employer, or between a person and the Corporation or between an employee and a principal or immediate employer, in respect of any contribution or benefit or other dues payable or recoverable under this Act,

such question or dispute shall be decided by the Employees' Insurance Court in accordance with the provisions of this Act.

(2) The following claims shall be decided by the Employees' Insurance Court namely:—

(a) claim for the recovery of contributions from the principal employer;

(b) claim by a principal employer to recover contributions from any immediate employer ;

(c) claim under section 66 or 67 made by the Corporation against the employer or other person liable thereunder ;

(d) claim against a principal employer under section 68 ;

(e) claim under section 70 for the recovery of the value or amount of the benefits received by a person when he is not lawfully entitled thereto ; and

(f) any claim for the recovery of any benefit admissible under this Act.

(3) No Civil Court shall have jurisdiction to decide or deal with any question or dispute as aforesaid or to adjudicate on any liability which by or under this Act is to be decided by the employees' Insurance Court.

(2) Every such application shall be verified in the same manner as a pleading in a Civil Court and shall be accompanied by two copies thereof;

(3) An application under section 77 shall be presented in Form 1 shall be duly stamped in accordance with these rules, and shall contain the following particulars:—

(1) the name of the Court in which the application is brought;

(2) the full name including the fathers' name, description including age, occupation and place of residence of the applicant;

(3) the full name including the fathers' name, description including age, occupation and place of residence of the opposite party so far as they can be ascertained;

(4) where the applicant or the opposite party is a minor or a person of unsound mind, a statement to that effect and the full name, age, occupation and address of his or her next friend or guardian;

(5) the facts constituting the cause of action and the date when it arose;

(6) the facts showing that the Court has jurisdiction;

(7) particulars giving the address within the jurisdiction of the Court at which notice of summons may be served on the applicant; and

(8) the relief which the applicant claims.

Notes

Sub-section (2) of the section 77 of the Act requires the State Government to prescribe the form and particulars of application in regard to proceedings before the Court. The above form and particulars have been prescribed in pursuance of this provision of law.

(4) The Court may summarily reject an application if it is not in accordance with sub rule (3).

14. (1) *Production of documents.*—When any application is based upon a document, the document shall be appended to the application.

(2) Any other document which any party desires to tender in evidence shall be produced at or before the first hearing.

(3) Any document which is not produced at or within the time specified in sub-rule (1) or (2), as the case may be, shall not, without the permission of the Court, be admissible in evidence on behalf of the party who should have produced it.

(4) All such documents shall be accompanied by an accurate list thereof prepared in the manner prescribed in Form 2.

(5) Nothing in this rule shall apply to any document which is produced for the purpose of cross examining a witness or is handed to a witness to refresh his memory.

15. *Register of applications.*—All applications shall be entered in a Register in Form 3 called the Register of Proceedings. Such entries shall be serially numbered for every calendar year according to the order in which the applications are presented.

16. *Place of sittings.*—In cases not falling under sub-section (1) of Section 76, a proceeding against any person shall be instituted in the Court within the local limits of whose jurisdiction—

(a) the opposite party of each of the opposite parties where there are more than one, at the time of commencement of the proceedings, actually and voluntarily resides, or carries on business, or personally works for gain, or

(b) any of the opposite parties, where there are more than one, at the time of the commencement of the proceedings actually and voluntarily resides, or carries on business, or personally works for gain, provided that in such case either the leave of the Court is given, or the opposite parties who do not reside,

or carry on business or personally work for gain, as aforesaid, acquaintance in such institution; or

(c) the cause of action, wholly or in part, arose.

Notes

Sub section (1) of section 76 of the Act requires that all proceedings before the Employees Insurance Court shall be instituted in the Court appointed for the local area in which the insured person was working at the time the question or the dispute arose. This provision is, however, subject to other provisions of the Act and Rules made by the State Government. The present rule prescribes the provisions regarding the place of suing in cases not falling under sub-section (1) of section 76.

17. (i) *Limitation*.—Every application to the Court shall be brought within twelve months from the date on which the cause of action arose or as the case may be claim become due;

Provided that the Court may entertain an application after the said period of twelve months if it is satisfied that the applicant had sufficient reasons for not making the application within the said period.

(2) Subject as aforesaid the provisions of Parts II and III of the Indian Limitation Act, 1908 (IX of 1908), shall be so far as may be apply to every such applications

18. *Application presented to wrong court*.—(1) Where on receiving an application it appears to the Court that it should be presented to another Court, it shall return it to the applicant after endorsing upon it the dates of the presentation and return, the reason for returning it and the name of the Court to which it should be presented.

(2) Where it appears to the Court at any stage subsequent to the presentation of an application, that the application should have been presented to another Court in the same State, the first mentioned Court shall send the application to the Court empowered to deal with it and shall inform the applicant (and the opposite party, if he has received a copy of the application under rule 19), accordingly.

(3) The Court to which an application is transferred under sub-rule (2) may continue the proceeding as if the previous proceeding or any part of it had been taken before it, if it is satisfied that the interests of the parties will not thereby be prejudiced.

19. *Issue of Summons*.—(1) On receiving an application, the Court shall, ordinarily within three days thereof, cause to be sent to the party from whom the applicant claims relief (hereinafter referred to as the opposite party), a summons in Form 4 or Form 5, as the case may be, to appear and answer the application on a day, not later than fifteen days from the date of issue of such summons.

Provided that no such summons shall be issued when the opposite party has appeared at the presentation of the application and admitted the applicant's claim.

(2) A copy of the application shall also be sent along with the summons under sub-rule (1),

20. *Service of Summons or notice.*—(1) A summons or notice may, on payment of the required fee, be sent by the Court by which it is issued, either by registered post or in such other manner as the Court thinks fit.

(2) Where the Court is satisfied that there is reason to believe that the opposite party is avoiding service or that for any reason the summons or the notice cannot be served in the ordinary way, the Court shall order the summons or the notice to be served by affixing a copy thereof in some conspicuous place in the Court house, and also upon some conspicuous part of the house in which the opposite party is known to have last resided or carried on business or personally worked for gain or in such other manner as the Court thinks fit and such service shall be as effectual as if it had been made on the opposite party personally.

(3) Where a summons or notice is served under sub-rule (2), the Court shall fix such time for the appearance of the opposite party as the circumstances of the case may require.

21. *Additional matters in the Summons.*—The Court shall determine at the time of issuing the summons, whether it shall be for the settlement of the issue only and/or for the final disposal of the application, and the summons shall contain a direction accordingly, the court may also call upon the parties to produce upon the fact any evidence with they wish to tender.

22. *Written statement.*—(1) The opposite party may, and, if so required by the Court, shall, at or before the first hearing or within such time as the Court may permit, present a written statement of his defence alongwith the documents on which he relies and an accurate list thereof in Form 2.

(2) Every such written statement shall be verified in the same manner as a pleading in a Civil Court and shall be accompanied by two copies thereof.

(3) In every written statement submitted under sub-rule (i) the opposite party shall deal specifically with each allegation of fact alleged by the applicant, of which he admits or does not admit or denies the truth. The written statement must also contain all matters which show that the application is not maintainable and all such grounds of defence as, if not raised, would be likely to take the applicant by surprise or would raise issues of fact not arising out of the application as for instance, fraud, undue influence or coercion, release, payment, performance or facts showing illegality of the transaction.

23. *Failure to present written statement called for by the Court.*—Where any party from a written statement is required fails to present the same within the time prescribed by the Court, the Court may pronounce judgment against it or make such order in relation to the proceeding as it thinks fit.

24. *Framing of issues.*—(1) At the first hearing of the application, after the summons is served, the Court shall, after considering the application and the written statement, if any, or after such examination of the parties or any person or any document as may appear necessary, ascertain upon that material proposition of fact or of law the parties are at various, and shall thereupon proceed to frame and record the issues upon which the right decision appears to depend.

(2) In recording the issues, the Court shall distinguish between those issue which in its opinion concern points of fact and those which concern points of law.

(3) The Court may, in like manner, at any time before passing its final order add to, strike out from or in any way amend the issues on such terms a sit may think fit.

25. *Order where parties are not at issue.*—Where at any hearing of the case it appears that the parties are not at issue on any question of law or of fact the court may at once pronounce its final order.

26. *Apperance of parties and consequence of non appearance.*—(1) On the day fixed in the summons for the opposite party to appear and answer, the parties shall be in attendance at the Court in person or by their respective legal and the application shall then be heard unless the hearing is adjourned by the Court.

(2) When neither party appears when the application is called on for hearing, the Court may make an order that the application be dismissed.

(3) Where the opposite party appears and the applicant does not appear when the application is culled on for hearing, the Court shall make an order that the application be dismissed unless the opposite party admits the claim or part thereof in which case the Court shall make an order against the opposite party upon such admission and where part only of the claim has been admitted, it shall dismiss the case so far as it relates to the reminder.

(4) Where the applicant appears and the opposite party after receiving the summons fails to appear when the application is called on for hearing the Court may proceed *ex-parte*.

(5) Where the application is wholly or partly dismissed under sub-rule (2) or (3), the applicant may within thirty days of such dismissal apply in Form 6 for an order to set the disinnissal aside and the Court shall, if it is satisfied that he was prevented from appearing when the proceeding was culled on for hearing due to any sufficient cause make an order setting aside the dismissal upon such terms as the costs or otherwise as it thinks fit and may proceed with the case or appoint a day for proceeding with the same:

Provided that no order under this sub-rule shall be made in respect of an application which is dismissed under sub-rule (3)

unless notice of the application has been served in Form 7 on the opposite party.

(6) In any application in which an *ex-parte* order has been passed against the opposite party, he may within thirty days from the date of such order apply in Form 6 to the Court which passed the order, to set it aside and if the Court is satisfied that he was prevented from appearing when the proceeding was called on for hearing due to any sufficient cause, it shall after serving notice thereof to the applicant in Form 7 make an order setting aside the order upon such terms as to costs or otherwise as it thinks fit and may proceed with the hearing of the case or appoint a day for proceeding with the same.

27. *Summoning of witnesses.*—(1) At any time after the framing of the issues, the Court may call upon the parties to produce their evidence in support of the issues.

(2) The Court may, on the application of either party, issue a summons in Form 8 to any witness directing him to attend or to produce any document.

(3) The Court may, before summoning any witness on application under sub-rule (2), require that his reasonable expenses to be incurred in attending the Court, be deposited with it.

28. *Grant of time and adjournment of hearing.*—(1) The Court may, if sufficient cause is shown, at any stage of the application, grant time to the parties or to any of the, and may, from time to time, adjourn the hearing of the application.

(2) In every such adjournment the Court shall fix a day not exceeding fifteen days from the date on which such adjournment is made for the further hearing of the application and may make such order as it thinks fit with respect to the costs occasioned by the adjournment.

Provided that when the hearing of the evidence has once begun, the hearing of the application shall be continued from day to day until all the witnesses in attendance have been examined, unless the Court finds the adjournment of the hearing beyond the following day to be necessary for reasons to be recorded.

29. *Right to begin proceeding.*—The applicant has the right to begin unless the opposite party admits the facts alleged by the applicant and contends that either in point of law or on some additional facts alleged by the opposite party, the applicant is not entitled to the relief which he seeks, in which case the opposite party has the right to begin.

30. *Statement and production of evidence.*—(1) On the day fixed for the hearing of the application or on any other day to which the hearing is adjourned, the party having the right to begin shall state his case and reduce his evidence in support of the issues which he is bound to prove.

(2) The other party shall then state his case and produce his

evidence (if any) and may then address the Court generally on the whole case.

(3) The party beginning may then reply generally on the whole case.

31. *Methods of recording evidence.*—The evidence of each witness shall be taken down in writing by the Judge of where there is more than one Judge, the Junior Judge in the language of the Court, not ordinarily in the form of question and answer, but in that of a narrative, and when completed shall be read over or translated, where necessary, in the presence of such Judge to the witness, and such Judge shall, if necessary, correct the same and sign it.

32. *Recall of a witness.*—The Court may at any stage of a proceeding recall any witness who has been examined and may (subject to the law of evidence for the time being in force) put such questions to him as the Court thinks fit.

33. *Inspection by Court.*—The Court may at any stage of a proceeding inspect any property or thing concerning which any question may arise.

34. *Pronouncement of order.*—The Court after the application has been heard, shall pronounce its final order in open Court, either at once or on some future day, of which due notice shall be given to the parties.

35. *Signing of order.*—The final order shall be dated and signed in open Court at the time of pronouncing it and, when once signed, shall not afterwards be altered or added to, save in the case of clerical or arithmetical mistake arising from any accidental slip or omission.

36. *Statement of decision on each issue.*—In cases in which issues have been framed, the Court shall state its finding or decision, with the reason therefor, upon each separate issue, unless the finding upon any one or more of the issue is sufficient for the decision of the case.

37. *Compromise of suit.*—Where it is proved to the satisfaction of the Court that a case has been adjusted wholly or in part by any lawful agreement or compromise, or where the opposite party satisfies the applicant in respect of the whole or any part of the subject matter of the case, the court shall order such agreement, compromise or satisfaction to be recorded, and shall pass a final order in accordance therewith so far as it relates to the case.

38. *Finality of Order.*—Save as provided in section 82, the order of a Court shall be final and binding upon the parties.

Costs, decree, etc.

39. *Costs.*—(1) The costs of an incidental to the application shall be in the discretion of the Court, and the Court shall have full power to determine by whom or out of what property and to what extent such costs are to be paid, and to give all necessary directions

for the purposes aforesaid. The fact that the Court has no jurisdiction to try the case shall be no bar to the exercise of such powers.

(2) Where the Court directs that any cost shall not follow the event, the Court shall state its reasons in writing.

40. *Contents of the decree.*—(1) A decree in Form 9 shall be prepared in conformity with the order made by the Court; it shall contain the number of the application, the names and descriptions of the parties, and particulars of the claim, and shall specify clearly the relief granted or other determination of the proceeding.

(2) The decree shall also state the amount of costs incurred in the proceeding and by whom and in what proportions such costs are to be paid.

(3) Court may direct that the costs payable to in party by the other shall be set off against any sum which is admitted or found to be due from the former to the latter.

41. *Certified copies of order, decree, etc. to be furnished.*—

(1) Certified copies of the final order, decree or any other order or matter on record shall be furnished to the parties on application to the Court and at their expense.

(2) If any party require copies of any order, decree or any other matter on record made by or furnished to the Court, as the case may be, to be supplied to him within fortnight hours of the submission of an application therefor to the Court, he shall pay an additional fee of two rupees for each such copy.

(3) If any party applies for copies of any order, decree or any other matter on record made by or furnished to the Court, as the case may be, after the expiry of twelve months from the date of such making or furnishing, as the case may be, he shall pay an additional searching fee of two rupees.

Execution.

42. *Execution.*—(1) Any person in whose favour an order has been passed shall within one year from the date of the order, apply in Form 10 to the Court which made the order for its execution.

(2) On such application being made, the Court shall send the same together with the necessary record to a Civil Court, of competent jurisdiction, for its execution and such Civil Court shall have the same power in executing such order as if it had been passed by it.

43. *Communications of fact execution or otherwise.*—The Civil Court to which a decree is sent for execution shall certify to the Court which passed it the fact of such execution or where that Court fails to execute the same and the circumstances attending such failure.

CHAPTER III.

Fees and Costs.

44. *Fees.*—(1) The fee payable on an application in respect of any matter referred to in section 75 shall be two rupees.

(2) Subject to the provision hereafter mentioned in this rule, the fee payable in respect of any other application except a written statements called for by the Court under these rules shall be annas eight:

Provided that the fee for an application for obtaining a copy or translation of any document on record or statement, order or decree presented to or made before or by the Court, as the case may be shall be annas two only.

(3) The fee for copies of any document on record, or, statement or order or decree shall be such as may from time to time be determined by the State Government after consultation with the Central Government.

(4) The fee for any authorisation for the appearance of any person under section 79 on behalf of any of the parties in a case shall be one rupee.

(5) The fee for filing certified copies of any document in a Court shall be eight annas.

(6) All fees referred to in this rule and rule 41 shall be collected by means of court fee stamps used in ordinary Courts and no document which ought to bear stamp under these rules shall be of any validity unless and until it is properly stamped:

Provided that where any such document is through mistake or in advertence received, filed or used in a Court without being properly stamped, the Court may, if it thinks fit, order that such document be stamped as it may direct and on such document being stamped accordingly the same and every proceeding relating thereto shall be as valid as if it had been properly stamped in the first instance.

(7) No document requiring a stamp under this rule shall be acted upon in proceeding in a Court until the stamp has been cancelled.

45. *Payment of costs of service of Summons etc.*—(1) The costs of service of summons or notices or the expenses of the witness in any case or the fee payable in respect of any matter not referred to in the proceeding rule shall be such amount as may be specified in each case by the Court, and such amount or any other sum of money payable under these rules shall be paid in such manner and within such time as it may specify therefor.

(2) Any amount which is left over after meeting the expenses, if any, for which it was intended, shall be returned by the Court to the party by whom or on whose behalf the amount was originally paid into the Court.

(3) The Court shall maintain proper accounts of the amount received and disbursed under sub-rule (1).

46. *Fees and costs of poor persons.*—The Court may, whenever it thinks fit, receive and register proceedings instituted under the Act and applications made under these rules, by persons who

are paupers, and may issue summons or notices on behalf of such person, without payment or on a part payment of the fees and costs mentioned in rules.

CHAPTER IV.

Miscellaneous.

47. *Provisions in the Code of Civil Procedure, 1908 (V of 1908), etc. to apply.*—In respect of matters relating to procedure or admission of evidence for which no specific provision is made in these rules, the provisions of the Code of Civil Procedure, 1908 (V of 1908), including the Rules made thereunder and the Indian Evidence Act, 1872 (1 of 1872) shall so far as may be, apply to proceedings under this Act.

FORMS

FORM 1.

(Rule 13)

In the Employees' Insurance Court at.....
A.B. (add description and residence).....
.....Applicant.

against

C.D. (add description and residence).....
.....Opposite Party.
Other particulars of the application specified in rule 13.....

Date Signature of the applicant

(Verification by the applicant):

The Statement of facts contained in this application is to the best of my knowledge and belief true and correct.

Signature

Date.....

FORMS

(Rules 14 and 22)

List of documents produced by—applicant
Opposite party

(Title) e.g. Description, subject, name of the Court, No. etc.

S. No.	Description of Documents.	Date of any, which the documents bear.	Signature of party or pleader or any authorised representative.
1	2	3	4

FORMS
Register of Proceedings (Rule 15)
Employees' Insurance Court at
Register of proceedings in the year 19

Applicant.		Opposite Party.		Claim.		Appearance		Final Order		Appeal.		Execution.		Other Remarks if any.	
Date of presentation of application.		No. of proceeding.		Name.		Description.		Place of ordinance.		Name.		Description.		Place of ordinance.	
Particulars.		Amount or value, if any.		When the cause of action accrued.		Day for parties to appear.		Applicant.		Opposite party.		Date.		For whom.	
For what, or amount.		Date of decision of appeal if any.		Judgment in appeal, if any.		Date of application.		Against whom.		For what, and amount of money.		Amount of costs.		Date of order transferring to another civil court of... at.....	

FORMS

(Rule 19)

Summons for disposal of proceedings.

(Title)

To,

(Name, Description and place of residence).

Whereas has instituted proceedings against you for..... you are hereby summoned to appear in this Court in person or by authorised agent duly instructed and able to answer all material questions relating to the case, or who shall be accompanied by some person able to answer all such question at O'Clock in the..... noon on the..... day of. 19..... to answer the claim, and as the day fixed for your appearance is appointed for the final disposal of the proceedings, you must be prepared to produced on that day all the witnesses upon whose evidence and all the documents upon which you intend to relay in support of your defence.

Take notice, that, in default of your appearance on the day before mentioned, the case will be heard and determined in your absence.

Given under my hand and the seal of the Court this..... day of..... 19..... Court.

Notice.—1. Should you apprehend your witnesses will not attend of their own accord, you can have a summon from this Court to compel the attendance of any witness, and the production of any document that you have a right to call on the witness to produce, on applying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the proceedings, to avoid execution of the decree, which may be against your person or property or both.

FORMS

(Rule 19)

Summons for settlement of issues.

To,

(Name, Description and place of residence).

Whereas has instituted proceedings against you for you are hereby summoned to appear in the Court in person, or by an authorised agent duly instructed, and able to answer all material questions relating to the proceedings, or who shall be accompanied by some person able to answer such questions, at..... O'clock in the..... noon, on the..... day of..... 19..... to answer the claim and you are directed to produce on that day all the documents upon which you intend to relay in support of your defence.

G FORM 8

(Rule 27)

*Summons to witness.**(Title)*

To,

Whereas your attendance is required to
 on behalf of the in the above proceedings,
 you are hereby required (personally) to appear before this Court on
 the day of 19.....
 at O' clock in the noon, and to bring
 with you (or to send to this Court).....

A sum of Rs. being your travelling and other
 expenses and subsistence allowance for one day, is deposited with
 this Court and will be tendered to you on the day you appear before
 the Court. If you fail to comply with this order without lawful
 excuse, you will be subject to the consequences of non attendance
 laid down in rule 12 of Order XVI of the Code of Civil Procedure
 1908 (V of 1908).

Given under my hand and the seal of the Court, this
 day of 19.....

COURT.

Notice.—1. If you are summoned only to produce a document
 and not to give evidence, you shall be deemed to have complied with
 the summons if you cause such document to be produced in this
 Court on the day and hour aforesaid.

2. If you are detained beyond the day aforesaid, a sum of
 Rs.... will be tendered to you for each day's attendance
 beyond the day specified.

FORM 9

(Rule 40)

Decree in case.

Claim for

(Title)

This case coming on this day for final disposal before
 in the presence of for the appli-
 cant and of for the opposite party, it is ordered
 and decreed that and that the sum of Rs.
 be paid by the to the on account of
 the costs of this suit with interest thereon at the rate of
 per cent. per annum from this date to the date of realisation.

Given under my hand and the seal of the Court, this
 day of 19

COURT.

Costs of Suit.

Rs. A. P.

Rs. A. P.

1. Stamp for application
2. Stamp for Power
3. Stamp for exhibits
4. Pleader's fee
5. Subsistence for witnesses
6. Commissioner's fee
7. Service of summons and notices

Total:-

- Stamp for power
- Stamp for written Statement
- Pleader's fee
- Subsistence for witnesses
- Service of summons and notices
- Commissioner's fee

Total:-

FORM 10

(Rule 42)

Application for the execution of a decree

In the Court of... ..decree-holder,
 hereby apply for execution of the decree herein below setforth:—

Number of proceeding.	Name of parties.	Date of decree.	Whether any appeal preferred from decree.	Payment or adjustment made if any.	Previous application if any with date and result.	Amount with interest due upon the decree or other relief granted merely together with particulars of any cross decree.	Amount of costs, if any, awarded.	Against when to be executed.	Mode in which the assistant of the Court is required..
1	2	3	4	5	6	7	8	9	10
111 of F 49	A. H.—Applicant C. D.—Opposite party	November 11th, 1949.	No.	None	Rs. 72.4 recorded on application dated the 9th April, 1949.	Rs. 314-8-2 principal. (interest at 6% per annum, from date of order till payment)	Rs. As. Ps. As awarded in the decree Subsequently incurred.	Against the opposite party C. D.	(When attachment & sale of movable property is sought) I pray that the total amount of Rs (together with interest on the principal sum upto date of payment) and the costs of taking out this execution, be realised by attachment & sale of the opposite party's movable property as per annexed list paid to me.

(When attachment & sale of immovable property is sought) ..

I pray that the total amount - of Rs..... (together with interest on the principal sum up to date of payment) & the costs of taking out this execution be realised by the attachment & sale of the opposite party's immovable property specified at the foot of this application and paid to me.

I declare that what is stated herein is true to the best of my knowledge and belief.

Signed.

Date the _____ day of _____ 19____

The Rajasthan Employees' Insurance Court Rules, 1955.

Published in Rajasthan Raj-patra part IV (c) dated July 16, 1959 at page 335

Industries (C) Department

NOTIFICATION

Jaipur, April 20, 1959.

No. 1 (4) (2)/Lab./58.—In exercise of the powers conferred by clause (a) to (c) of sub-section (1) of section 96 of the Employees State Insurance Act, 1948 (Central Act No. 34 of 1948), the state Government hereby directs that the following amendment shall be made in the Rajasthan Employees' Insurance Courts Rules, 1955, the same having been previously published with the Government Notification No. F. 1 (4) (2)/Lab 58, dated the 26th June, 1958 in the Gazette of Rajasthan Part III-B, dated the 11th September, 1958 namely:—

AMENDMENTS

In the said-rules in sub rule (1) of Rule 17—

- (a) for the words "twelve months" substitute the words "three years" and
- (b) add the words "the" between the words "be" and "claim."

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

**RAJASTHAN EMPLOYEES' STATE INSURANCE
COURT RULES, 1955**

Published in Raj. Raj-patra Dated March 28, 1957 part IV (c) at page 900 :

Jaipur, March 1, 1957.

No. F. 15 (5) Lab./54.—In exercise of the powers conferred by Sub-Rule (3) of Rule 1 of the Rajasthan Employees' Insurance Courts Rules, 1955 published vide Notification No. F. 15 (5) Lab/52, dated the 18th February, 1955 in the Rajasthan Gazette of 21st May, 1955, the Government of Rajasthan is pleased to enforce the Rules with effect from 1st December, 1956.

By Order of the Governor,
A. K. ROY,
Secretary to the Government

Rajasthan Employees Insurance Court Rules, 1959.

Industries (C) Department

NOTIFICATION

Jaipur, October 28, 1959.

No. F. 8 (2) Lab./57.—In exercise of the powers conferred by clauses (a) to (c) of sub-section (1) of section 96 of the Employees' State Insurance Act, 1948 (Central Act XXXIV of 1948), the Government of Rajasthan is pleased to make the Rajasthan Employees' Insurance Courts Rules, 1959, the same having been previously published in the Official Gazette as required under sub-section (1) of the said section.

CHAPTER I.

Preliminary.

1. *Short title, extent and commencement.*—(1) These Rules may be called the Rajasthan Employees' Insurance Courts Rules, 1959.

(2) They shall extend to the whole of the State of Rajasthan including the Ajmer, the Abu and the Sunel areas.

(3) They shall come into force from the date of their first publication in the Official Gazette.

(4) The Rajasthan Employees' Insurance Courts Rules, 1955, and all other Rules corresponding to these rules in force in the Ajmer, the Abu and the Sunel areas shall stand repealed on the coming into force of these rules:

Provided that any thing done or any action taken or any court constituted under the rules so repealed shall be deemed to have been done, taken or constituted under the corresponding provisions of these rule.

Notes.

These rules have been framed on the authority of sub-section (1) of section 96 of the Employees' State Insurance Act, 1948 which authorises the State Government to make rules for the following matters:—

(a) the constitution of Employees' Insurance Courts, the qualifications of persons who may be appointed Judges thereof, and the conditions of service of such Judges;

(b) the procedure to be followed in proceedings before such Courts and the execution of orders made by such Courts;

(c) the fee payable in respect of applications made to the Employees' Insurance Court, the costs incidental to the proceedings in such Court, the form in which applications should be made to it and the particulars to be specified in such applications;

The State Government framed rules on this Subject vide Labour Department Notification No. F. 15 (5) Lab./52 dated February 18th, 1956, first published in Rajasthan Rajatara, Part IV (c) dated 21/5/1955. Those rules now stand repealed vide rule 1 (4) of the present rules.

The rules of 1955 have been published in the third volume of the Rajasthan Rules Compendium.

2. *Definitions*.—In these Rules, unless there is anything repugnant in the subject or context—

(a) "Act" means the Employees' State Insurance Act, 1948 (XXXIV of 1948);

(b) "Court" means an Employees' Insurance Court constituted under Section 74;

(c) "Form" means a form appended to these rules;

(d) "Section" means Section of the Act;

(e) All other words and expressions used herein and not defined shall have the meanings respectively assigned to them by the Act;

Constitution of Courts.

3. *Composition of the Court and place of sitting*.—(1) A court shall ordinarily consist of one Judge:

Provided that the State Government may after consultation with the Corporation, by notification in the Official Gazette appoint two or more Judges to a Court for any particular proceeding or class of proceedings and for such period as may be specified in the notification.

(2) Subject to the provisions of rule 6, a Court shall sit at such place or places and at such time as the State Government may, after consultation with Corporation, from time to time specify.

4. *Constitution of the presiding Officer of a Civil or Criminal Court as a Court*.—The State Government may constitute the Presiding Officer of any Civil Criminal Court in the State as a Court for the purpose of the Act and such Presiding Officer shall thereupon discharge the functions of the Court in addition to his own duties.

5. *Distribution of business where there are more Courts than one*.—Where more than one Court is constituted for the same local area, the State Government may, after consultation with the Corporation by a general or special order, distribute business among them.

6. *Fixing of time of sitting etc. where there is one Court for two or more local areas*.—(1) Where one Court is constituted for two or more local areas, the Court shall, subject to the approval of the State Government, appoint the time at which the Court shall sit in respect of each local area or in respect of any class of proceedings under the Act.

(2) A notice of the time appointed under sub-rule (1) shall be published in such manner as the State Government may, from time to time direct.

7. *Procedure where there are more Judges than one.*—(1)

Where more than one Judge has been appointed to a Court, the State Government shall specify their rank and procedure.

(2) The Senior Judge for the time being shall, from time to time, make such arrangements, as he thinks fit, for the distribution of business of the Court among the Judges thereof.

(3) When two or more Judges, sitting together differ on any question the opinion of the majority of such Judges shall prevail, where there is no majority, the opinion of the Senior most Judge shall unless the State Government otherwise directs prevail.

8. *Abolition etc. of a Court.*—The State Government may, with the consent of the Corporation, by Notification in the Official Gazette abolish any Court or by a like notification after the jurisdiction of any Court.

Conditions of service of Judges, etc.

9. *Appointment, salaries, allowances, etc.*—(1) The State Government may, appoint a person qualified under Section 74 of the Act to be a Judge of a Court.

(2) A Judge shall receive such salary and allowances as the State Government may after consultation with the Central Government from time to time, determine.

(3) A Judge shall receive dearness allowances, compensatory (city) allowances, house-rent and other allowances at such rates, and subject to such conditions as are applicable to officers of the State Government of a corresponding rank stationed at the same place. A Judge shall be entitled to leave and leave salary under the leave rules which may from time to time be applicable to other State Government servants of similar status and drawing similar emoluments.

(4) A Judge shall be entitled to travelling allowance for journeys performed on official business in accordance with the applicable to the class of Officers to which in the opinion of the State Government such judge belongs,

(5) A Judge shall be subject to such other conditions of service, as the State Government may after consultation with the Central Government determine.

(6) Notwithstanding anything contained in sub-rules (2) to (5) the pay, allowances, and other conditions of service of a Judge, if he is a person already in the service of the Government, shall be such as the State Government may with the approval of the Central Government by a general or special order, from time to time, determine.

(7) Where the State Government confers the powers of a court on the Presiding Officers of a Civil or Criminal Court, the Presiding Officer may be paid such additional allowance as the State Government may after consultation with the Central Government; determine.

10. *Appointment of other officers and subordinate staff.*—(1) The State Government may with the consent of the corporation appoint such ministerial officer and other subordinate staff as may be necessary for the exercise and performance of the powers and duties conferred and imposed on a Court by or under the Act.

(2) The ministerial officers and the subordinate staff of a Court shall exercise such powers and discharge such duties as the Judge or, if there are more Judges than one, the Senior Judge, may, subject to any order of the State Government, from time to time, direct.

(3) The Ministerial Officers and the subordinate staff of a Court shall be subject to such conditions of service and draw such salaries and other emoluments and receive such benefits as may be fixed by the State Government after consultation with the Central Government.

Administrative control and Court Seal.

11. *Administrative control of the High Court.*—A Court shall be subject to the Administrative control and superintendence of the High Court, and shall,—

(a) keep such registers, books and accounts as the High Court, may, from time to time, prescribe; and

(b) comply with such requisitions as may be made by the High Court or the state Government for Submission of service records, returns and statements, in such forms and in such manner as the authority making the requisition directs.

12. *Seal.*—A court shall keep a seal of such size, dimensions and designs as the State Government may direct.

CHAPTER II.

Procedure and Execution of Orders

13. *Application.*—(1) Every proceeding under section 75 shall be instituted by the presentation of an application to the Court.

(2) Every such application shall be verified in the same manner as a pleading in a Civil Court and shall be accompanied by two copies thereof;

(3) An application under section 77 shall be presented in form 1 shall be duly stamped in accordance with these rules, and shall contain the following particulars:—

(1) The name of the Court in which the application is brought;

(2) The full name including the fathers' name description including age, occupation and place of residence of the applicant;

(3) The full name including the fathers' name description including age, occupation and place of residence of the opposite party so far as they can be ascertained;

(4) where the applicant or the opposite party is a minor or a person of unsound mind, a statement to that effect and the full name, age, occupation and address of his or her next friend or guardian;

(5) the facts constituting the cause of action and the date when it arose;

(6) the facts showing that the Court has jurisdiction;

(7) particulars giving the address within the jurisdiction of the Court at which notice or summons may be served on the applicant; and

(8) the relief which the applicant claims.

(4) The Court may summarily reject an application if it is not in accordance with sub-rule (3).

14. *Production of documents.*—(1) When any application is based upon a document, the document shall be appended to the application.

(2) Any other document which any party desires to tender in evidence shall be produced at or before the first hearing.

(3) Any document which is not produced at or within the time specified in sub-rule (1) or (2), as the case may be, shall not, without the permission of the Court be admissible in evidence on behalf of the party who should have produced it.

(4) All such documents shall be accompanied by an accurate list thereof prepared in the manner prescribed in Form 2.

(5) Nothing in this rule shall apply to any document which is produced for the purpose of cross examining a witness or is handed to a witness to refresh his memory.

15. *Register of applications.*—All applications shall be entered in a Register in Form 3 called the Register of proceedings. Such entries shall be serially numbered for every calendar year according to the order in which the applications are presented.

16. *Place of suing.*—In cases not falling under sub-section (1) of section 76, a proceeding against any person shall be instituted in the Court within the local limits of whose jurisdiction,—

(a) the opposite party or each of the opposite parties where there are more than one, at the time of commencement of the proceeding, actually and voluntarily resides, or carries on business, or personally works for gain, or

(b) any of the opposite parties, where there are more than one, at the time of the commencement of the proceedings actually and voluntarily resides, or carries on business, or personally works for gain, provided that in such case either the leave of the Court is given, or the opposite parties who do not reside, or carry on business or personally work for gain, as aforesaid, acquittance in such institution; or

(c) the cause of action, wholly or in part, arose.

17. *Limitation.*—(1) Every application to the Court shall be brought within three years from the date on which the cause of action arose or as the case may be the claim become due.

Provided that the Court may entertain an application after the said period of three years if it satisfied that the applicant had sufficient reasons for not making the application within the said period,

(2) Subject as aforesaid the provisions of Part II and III of the Indian Limitation Act, 1908 (IX of 1908), shall be so far as may be apply to every such applications.

18. *Application presented to wrong Court.*—(1) Where on receiving an application it appears to the Court that it should be presented to another Court, it shall return it to the applicant after endorsing upon it the dates of the presentation and return, the reason for returning it and the name of the Court to which it should be presented.

(2) Where it appears to the Court at any stage subsequent to the presentation of an application, that the application should have been presented another Court in the same State, the first mentioned Court shall send the application to the Court empowered to deal with it and shall inform the applicant (and the opposite party, if he has received a copy of the application under rule 19) accordingly.

(3) The Court to which an application is transferred under sub-rule (2) may continue the proceeding as if the previous proceeding or any part of it had been taken before it, if it is satisfied that the interests of the parties will not thereby be prejudiced.

19. *Issue of Summons* —(1) On receiving an application, the Court shall, ordinarily within three days thereof cause to be sent to the party from whom the applicant claims relief (hereinafter referred to as the opposite party), a summons in Form 4 or Form 5 as the case may be to appear and answer the application on a day, not later than fifteen days from the date of issue of such summons:

Provided that no such summons shall be issued when the opposite party has appeared at the presentation of the application and admitted the applicant's claim.

(2) A copy of the application shall also be sent along with the summons under sub-rule (1).

20. *Service of summons or notice.*—(1) A summons or notice may, on payment of the required fee, be sent by the Court by which it is issued, either by registered post or in such other manner as the Court thinks fit.

(2) Where the Court is satisfied that there is reason to believe that the opposite party is avoiding service or that for any reason the summons or the notice cannot be served in the ordinary way, the Court shall order the summons or the notice to be served by affixing a copy thereof in some conspicuous place in the Court house, and also upon some conspicuous part of the house in which the opposite party is known to have last resided or carried on business or personally worked for gain or in such other manner as

the Court thinks fit and such service shall be as effectual as if it had been made on the opposite party personally.

(3) Where a summons or notice is served under sub-rule (2) the Court shall fix such time for the appearance of the opposite party as the circumstances of the case may require.

21. *Additional matters in the Summons.*—The Court shall determine at the time of issuing the summons, whether it shall be for the settlement of the issue only and/or for the final disposal of the application, and the summons shall contain a direction accordingly, the court may also call upon the parties to produce upon the date any evidence which they wish to tender.

22. *Written statement.*—(1) The opposite party may, and, if so required by the Court shall at or before the first hearing or within such time as the Court may permit, present a written statement of his defence alongwith the documents on which he relies and an accurate list thereof in Form 2.

(2) Every such written statement shall be verified in the same manner as a pleading in a Civil Courts and shall be accompanied by two copies thereof.

(3) In every written statement submitted under sub-rule (i) the opposite party shall deal specifically with each allegation of fact alleged by the applicant, of which he admits or does not admit or denies the truth. The written statement must also contain all matters which show that the application is not maintainable and all such grounds of defence as, if not raise, would be likely to take the applicant by surprise or would raise issues of fact not arising out of the application as for instance, fraud, undue influence or coercion, release payment, performance or facts showing illegality of the transaction.

23. *Failure to present written statement called for by the Court.*—Where any party from whom a written statement is required fails to present the same within the time prescribed by the Court, the Court may pronounce judgment against it or make such order in relation to the proceeding as it thinks fit.

24. *Framing of issues.*—(1) At the first hearing of the application, after the summons is served, the Court shall, after considering the application and the written statement, if any, or after such examination of the parties or any person or any document as may appear necessary, ascertain upon what material proposition of fact or of law the parties are at variance and shall thereupon proceed to frame and record the issues upon which the right decision appears to depend.

(2) In recording the issues, the court shall distinguish between those issue which in its opinion concern points of fact and those which concern points of law.

(3) The Court may, in like manner, at any time before passing its final order add to, strike out from or in any way amend the issues on such terms as it may think fit.

25. *Order where parties are not at issue.*—Where at any hearing of the case it appears that the parties are not at issue on any question of law or of fact the Court may at once pronounce its final order.

26. *Appearance of parties and consequence of non-appearance.*—(1) On the day fixed in the summons for the opposite party to appear and answer, the parties shall be in attendance at the Court in person or by their respective legal practitioner (or any other person authorised under section 79) and the application shall then be heard unless the hearing is adjourned by the Court.

(2) When neither party appears when the application is called on for hearing the Court may make an order that the application be dismissed.

(3) Where the opposite party appears and the applicant does not appear when the application is called on for hearing, the Court shall make an order that the application be dismissed unless the opposite party admits the claim or part thereof in which case the Court shall make an order against the opposite party upon such admission and where part only of the claim has been admitted, it shall dismiss the case so far as it relates to the remainder.

(4) Where the applicant appears and the opposite party after receiving the summons fails to appear when the application is called on for hearing the Court may proceed *ex-parte*.

(5) Where the application is wholly or partly dismissed under sub-rule (2) or (3), the application may within thirty days of such dismissal apply in Form 6 for an order to set the dismissal aside and the Court shall, if it is satisfied that he was prevented from appearing when the proceeding was called on for hearing due to any sufficient cause make an order setting aside the dismissal upon such terms as the costs or otherwise as it thinks fit and may proceed with the case or appoint a day for proceeding with the same;

Provided that no order under this sub-rule shall be made in respect of an application which is dismissed under sub-rule (3) unless notice of the application has been served in Form 7 on the opposite party.

(6) In any application in which an *ex-parte* order has been passed against the opposite party, he may, within thirty days from the date of such order apply in Form 6 to the Court which passed the order, to set it aside and if the Court is satisfied that he was prevented from appearing when the proceeding was called on for hearing due to any sufficient cause, it shall after serving notice thereof to the applicant in Form 7 make an order setting aside the order upon such terms as to costs or otherwise as it thinks fit and

may proceed with the hearing of the case or appoint a day for proceeding with the same.

27. *Summoning of witnesses.*—(1) At any time after the framing of the issues, the Court may call upon the parties to produce their evidence in support of the issues.

(2) The Court may, on the application of either party, issue a summons in Form 8 to any witness directing him to attend or to produce any document.

(3) The Court may, before summoning any witness on application under sub-rule (2), require that his reasonable expenses to be incurred in attending the Court, be deposited with it.

28. *Grant of time and adjournment of hearing*—(1) The Court may, if sufficient cause is shown, at any stage of the application, grant time to the parties or to any of them and may, from time to time, adjourn the hearing of the application.

(2) In every such adjournment the Court shall fix a day not exceeding fifteen days from the date on which such adjournment is made for the further hearing of the application and may make such order as it thinks fit with respect to the costs occasioned by the adjournment.

Provided that when the hearing of the evidence has once begun, the hearing of the application shall be continued from day to day until all the witnesses in attendance have been examined, unless the Court finds the adjournment of the hearing beyond the following day to be necessary for reasons to be recorded.

29. *Right to begin proceeding.*—The applicant has the right to begin unless the opposite party admits the facts alleged by the applicant and contends that either in point of law or on some additional facts alleged by the opposite party, the applicant is not entitled to the relief which he seeks, in which case the opposite party has the right to begin.

30. *Statement and production of evidence.*—(1) On the day fixed for the hearing of the application or on any other day to which the hearing is adjourned the party having the right to begin shall state his case and produce his evidence in support of the issues which he is bound to prove.

(2) The other party shall then state his case and produce his evidence (if any) and may then address the Court generally on the whole case.

(3) The party beginning may then reply generally on the whole case.

31. *Methods of recording evidence.*—The evidence of each witness shall be taken down in writing by the Judge or where there is more than one Judge, by the Junior Judge in the language of the Court, not ordinarily in the form of question and answer, but in that of a narrative, and when completed shall be read over or translated,

where necessary, in the presence of such Judge to the witness, and such Judge shall, if necessary correct the same and sign it.

32 *Recall of a witness.*—The Court may at any stage of a proceeding recall any witness who has been examined and may (subject to the law of evidence for the time being in force) put such questions to him as the Court thinks fit.

33. *Inspection by Court.*—The Court may at any stage of a proceeding inspect any property or thing concerning which any question may arise.

34. *Pronouncement of order.*—The Court after the application has been heard, shall pronounce its final order in open Court, either at once or on some future day, of which due notice shall be given to the parties.

35. *Signing of order.*—The final order shall be dated and signed in open Court at the time of pronouncing it and whence once signed, shall not afterwards be altered or added to, save in the case of clerical or arithmetical mistake arising from any accidental slip or omission.

36. *Statement of decision on each issue.*—In cases in which issues have been framed, the Court shall state its finding or decision, with the reason therefor, upon each separate issue, unless the finding upon any one or more of the issue is sufficient for the decision of the case.

37. *Compromise of suit.*—Where it is proved to the satisfaction of the Court that a case has been adjusted wholly or in part by any lawful agreement or compromise, or where the opposite party satisfies the applicant in respect of the whole or any part of the subject matter of the case, the Court shall order such agreement, compromise or satisfaction to be recorded, and shall pass a final order in accordance therewith so far as it relates to the case.

38. *Finality of order.*—Save as provided in section 82, the order of a Court shall be final and binding upon the parties.

Costs, decree, etc.

39. *Costs.*—(1) The costs of an incidental to the application shall be in the discretion of the Court, and the Court shall have full power to determine by whom or out of what property and to what extent such costs are to be paid, and to give all necessary directions for the purposes aforesaid. The fact that the Court has no jurisdiction to try the case shall be no bar to the exercise of such powers.

(2) Where the Court directs that any cost shall not follow the event, the Court shall state its reasons in writing.

40. *Contents of the decree.*—(1) A decree in Form 9 shall be prepared in conformity with the order made by the Court; it shall contain the number of the application, the names and descriptions of the parties, and particulars of the claim, and shall specify clearly the relief granted or other determination of the proceeding.

(2) The decree shall also state the amount of costs incurred in the proceeding and by whom and in what proportions such costs are to be paid.

(3) The Court may direct that the costs payable to one party by the other shall be set off against any sum which is admitted or found to be due from the former to the latter.

41. *Certified copies of order, decree, etc. to be furnished.*—(1) Certified copies of the final order, decree or any other order or matter on record shall be furnished to the parties on application to the Court and at their expense.

(2) If any party require copies of any order, decree or any other matter on record made by or furnished to the Court, as the case may be, to be supplied to him within forty eight hours of the submission of an application therefore to the Court, he shall pay an additional fee of two rupees for each such copy.

(3) If any party applies for copies of any order decree or any other matter on record made by or furnished to the Court, as the case may be, after the expiry of twelve months from the date of such making or furnishing, as the case may be, he shall pay an additional searching fee of two rupees.

Execution.

42. *Execution.*—(1) Any person in whose favour an order has been passed shall within one year from the date of the order, apply in Form 10 to the Court which made the order for its execution.

(2) On such application being made, the Court shall send the same together with the necessary record to a Civil Court, of competent jurisdiction, for its execution and such Civil Court shall have the same power in executing such order as if it had been passed by it.

43. *Communications of fact of execution or other wise.*—The Civil Court to which a decree is sent for execution shall certify to the Court which passed it the fact of such execution or where that Court fails to execute the same and the circumstances attending such failure.

CHAPTER III

Fees and Costs

44. *Fees.*—(1) The fee payable on an application in respect of any matter referred to in section 75 shall be two rupees.

(2) Subject to the provisions hereafter mentioned in this rule, the fee payable in respect of any other application except a written statements called for by the Court under these rules shall be annas eight:

Provided that the fee for an application for obtaining a copy or translation of any document on record or statement, order or decree presented to or made before or by the Court, as the case may be shall be annas two only.

(3) The fee for copies of any document on records, or, statement or order or decree shall be such as may from time to time be determined by the State Government after consultation with the Central Government.

(4) The fee for any authorisation for the appearance of any person under section 79 on behalf of any of the parties in a case shall be one rupee.

(5) The fee for filing certified copies of any document in a Court shall be eight annas.

(6) All fees referred to in this rule and rule 41 shall be collected by means of court fee stamps used in ordinary Courts and no document which ought to bear stamp under these rules shall be of any validity unless and until it is properly stamped:

Provided that where any such document is through mistake or in advertence received, filed or used in a Court without being properly stamped, the Court may, if it thinks fit, order that such document be stamped as it may direct and on such document being stamped accordingly the same and every proceeding relating thereto shall be as valid as if it had been properly stamped in the first instance.

(7) No document requiring a stamp under this rule shall be acted upon in any proceeding in a Court until the stamp has been cancelled.

45. *Payment of costs of service of Summons etc.*—(1) The cost of service of summons or notices or the expenses of the witnesses in any case or the fee payable in respect of any matter not referred to in the proceeding rule shall be such amount as may be specified in each case by the Court, and such amount or any other sum of money payable under these rules shall be paid in such manner and within such time as it may specify therefor.

(2) Any amount which is left over after meeting the expenses, if any, for which it was intended, shall be returned by the Court to the party by whom or on whose behalf the amount was originally paid into the Court.

(3) The Court shall maintain proper accounts of the amount received and disbursed under sub-rule (1).

46. *Fees and costs of poor persons.*—The Court may wherever it thinks fit, receive and register proceedings instituted under the Act and applications made under these rules, by persons who are paupers, and may issue summons or notices on behalf of such person, without payment or on a part payment of the fees and costs mentioned in rules.

CHAPTER IV

Miscellaneous.

47. *Provisions in the Code of Civil Procedure, 1908 (V of 1908) etc. to apply.*—In respect of matters relating to procedure or admission of evidence for which no specific provision is made in these rules, the provisions of the Code of Civil Procedure, 1908 (V of 1908), including the Rules made thereunder and Indian Evidence Act, 1872 (1 of 1872), shall so far as may be, apply to proceedings under the Act.

FORMS

FORM 1.

(Rule 13)

In the Employees' Insurance Court at.....
 A.B. (add description and residence).....
Applicant.

against

C.D. (add description and residence).....
Opposite party. Other particulars of the application specified in rule 13.....

Signature of the applicant.

Date.....

(Verification by the applicant).

The Statement of facts contained in this application is to the best of my knowledge and belief true and correct.

Signature.

Date.....

FORM 1.

(Rules 14 and 22)

Applicant

List of documents produced by

Opposite party.

(Title) e. g. Description, name of the Court, No. etc.

S. No.	Description of Documents.	Date of any which the documents bear.	Signature of party or pleader or any authorised representative.
1	2	3	4

FORMS 1

Register of Proceedings (Rule 15)
 Employees' Insurance Court at.....
 Register of proceedings in the year 19....

Date of presentation of application.		No. of proceeding.		Applicant.		Opposite party.		Claim.		Appeal.		Final Order.		Execution.		Other remarks, if any.	
Name.		Description.		Place of residence.		Name.		Description.		Place of residence.		Name.		Description.		Place of residence.	
Particulars.		Amount or value, if any.		When the cause of action accrued.		Day for parties to appear.		Applicant.		Opposite party.		Date.		For whom.		For what, or amount.	
Date of decision of appeal, if any.		Judgement in appeal, if any.		Date of decision of appeal, if any.		Date of application.		Against whom.		For what, and amount of money.		Amount of costs.		Date of order transferring to another civil court of.....at....			
Date of presentation of application.		No. of proceeding.		Applicant.		Opposite party.		Claim.		Appeal.		Final Order.		Execution.		Other remarks, if any.	
Name.		Description.		Place of residence.		Name.		Description.		Place of residence.		Name.		Description.		Place of residence.	
Particulars.		Amount or value, if any.		When the cause of action accrued.		Day for parties to appear.		Applicant.		Opposite party.		Date.		For whom.		For what, or amount.	
Date of decision of appeal, if any.		Judgement in appeal, if any.		Date of decision of appeal, if any.		Date of application.		Against whom.		For what, and amount of money.		Amount of costs.		Date of order transferring to another civil court of.....at....			

FORMS 1

(Rule 19)

Summons for disposal of proceedings.

(Title)

To,

(Name, Description and place of residence).

Whereas.....has instituted proceedings against you for..... you are hereby summoned to appear in this Court in person or by authorised agent duly instructed and able to answer all material questions relating to the case, or who shall be accompanied by some person able to answer all such questions at.....O'Clock in the.... .. noon on the.... ..day of.... ..19..... to answer the claim, and as the day fixed for your appearance is appointed for the final disposal of the proceedings, you must be prepared to produce on that day all the witnesses upon whose evidence and all the documents upon which you intend to rely in support of your defence.

Take notice, that, in default of your appearance on the day before mentioned, the case will be heard and determined in your absence.

Given under my hand and the seal of the Court this.... day of.... 19... Court.

NOTICE

1. Should you apprehend your witnesses will not attend of their own accord, you can have a summon from this Court to compel the attendance of any witness, and the production of any document that you have a right to call on the witness to produce, on applying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the proceedings, to avoid execution of the decree, which may be against your person or property on both.

FORMS 1

(Rule 19)

Summons for settlement of issues

To,

(Name, Description and place of residence)

Whereas..... has instituted proceedings against you for..... you are hereby summoned to appear in the Court in person, or by an authorised agent duly instructed, and able to answer all material questions relating to the proceedings, or who shall be accompanied by some person able to answer such questions, atO'clock in the..... noon, on theday of..... 19..... to answer the claim and you are directed to produce on

that day all the documents upon which you intend to rely in support of your defence.

Take notice that, in default of your appearance on the day before mentioned, the case will be heard and determined in your absence.

Given under my hand and the seal of the Court this.....
day of19.....

COURT.

NOTICE

1. Should you apprehend your witnesses will not attend of their own accord, you can have a summons from this Court to compel the attendance of any witness and the production of any document that you have a right to call on the witness to produce, on applying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the suit, to avoid execution of the decree, which may be against your person or property, or both.

FORM 6.

(Rule 26)

(Title)

*Subject:—*Application for setting aside the *ex-parte* order.

The.....above named states as follows:—

(The grounds of application should be stated).

Date.....

.....
 Signature of the applicant.

Verification by the Applicant.

The Statement of facts contained in the application is to the best of my knowledge and belief true and correct.

Date.....

Place.....

.....
 Signature.

FORM 7

(Rule 26)

General Form

(Title)

To,

Whereas the above named.....has made application to this Court that You are hereby warned to appear in this Court in person or by a pleader duly instructed at O'Clock in the..... noon, on the..... day of19..... to show cause against the application failing wherein, the said application will be heard and determined *ex-parte*.

Given under my hand and the seal of the Court this.....
 day of.....19.....

COURT.

FORM 8.

(Rule 27)

Summons to witness

(Title)

To,

Whereas your attendance is required to.....on behalf of thein the above proceedings, you are hereby required (personally to appear before this Court on the..... day of 19 at..... O'Clock in the.....noon, and to bring with you (or to send to this.....Court).....

A sum of Rs.....being your travelling and other expenses and subsistence allowance for one day, is deposited with this Court and will be tendered to you on the day you appear before the Court. If you fail to comply with this order without lawful excuse, you will be subject to the consequences of non-attendance laid down in rule 12 of Order XVI of the Code of Civil Procedure, 1908 (V of 1908).

Given under my hand and the seal of the Court, this.....day of..... 19.....

COURT.

NOTICE

1. If you are summoned only to produce a document and not to give evidence, you shall be deemed to have complied with the summons if you cause such document to be produced in this Court on the day and hour aforesaid.

2. If you detained beyond the day aforesaid, a sum of Rs.....will be tendered to you for each day's attendance beyond the day specified.

FORM 9

(Rule 40)

Decree in case

Claim for

(Title)

This case coming on this day for final disposal before.....in the presence of.....for the applicant and of..... for the opposite party, if is ordered and decreed thatand that the sum of Rs.....be paid by the.....to the.....on account of the costs of this suit with interest thereon at the rate of.....per cent. per annum from this date to the date of realisation.

Given under my hand and the seal of the Court, this
 day of 19.....

COURT.

Costs of Suit.

1. Stamp for application	Rs. nP-	Stamp for power	Rs. nP.
2. Stamp for Power		Stamp for written Statement.	
3. Stamp for exhibits		Pleader's fee	
4. Pleader's fee		Subsistence for witnesses.	
5. Subsistence for witnesses.		Service of summons and notices.	
6. Commissioner's fee		Commissioner's fee	
7. Service of summons and notices.			

Total:—

Total:—

FORM 10

(Rule 42)

Application for the execution of a decree.

In the Court ofdecree-holder,
 hereby apply for execution of the decree herein below set forth.

1	2	3	4	5	6	7	8	9	10
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>Number of proceeding.</p> <p>Name of parties.</p> <p>Date of decree.</p> <p>Whether any appeal preferred from decree.</p> <p>Payments or adjustment made, if any</p> <p>Previous application if any with date and result.</p> <p>Amount with interest due upon the decree or other relief granted there-by together with particulars of any cross decree.</p> <p>Amount of costs, if any, awarded.</p> <p>Against whom to be executed.</p> </div> <div style="width: 50%;"> <p>Mode in which the assistance of the Court is required.</p> </div> </div>									
111 of F 49	<p>A.H.—Applicant O. D.—Opposite party.</p> <p>November 11th 1949.</p> <p>No.</p> <p>None.</p> <p>Rs. 72-4 recorded on application dated the 9th April, 1949.</p> <p>Rs. 314-8-2 principal, (interest at 6% per annum, from date of order till payment).</p> <p>As award in the decree .. Rs. As. Ps.</p> <p>Subsequently incurred, ..</p> <p>Against the opposite party O. D.,</p>								
<p>(When attachment & sale of movable property is sought)</p> <p>I pray that the total amount of Rs....(together with interest on the principal sum up-to date of payment) and the costs of taking out this execution, by realised by attachment and sale of the opposite party is movable property as per annexed list paid to me.</p> <p>(When attachment and sale of immovable property is sought)</p> <p>I pray that the total amount of Rs....(together with interest on the principal sum upto date of payment) and the costs of taking out this execution be realised by the attachment & sale of the opposite party's immovable property specified at the foot of this application and paid to me.</p>									

By Order of the Governor,
 M. P. SHUKLA,
 Secretary to the Government.

RAJASTHAN EMPLOYEE'S STATE INSURANCE (Medical Benefit) RULES, 1955

Notes

Sub-section (1) of Section 96 of the Employees State Insurance Act, 1948 authorises the State Government to make rules with regard to following matters:—

(d) the establishment of hospitals, dispensaries and other institutions, the allotment of insured persons or their families to any such hospital, dispensary or other institution ;

(e) the scale of medical benefit which shall be provided at any hospital, clinic, dispensary or institutions, the keeping of medical records and the furnishing of statistical returns ;

(f) the nature and extent of the staff, equipment and medicines that shall be provided at such hospitals, dispensaries and institutions ;

(g) the conditions of service of the staff employed at such hospitals, dispensaries and institutions; and

(h) any other matter which is required or allowed by this Act to be prescribed by the State Government.

The present rules have been framed with a view to fulfill the requirements of this section.

The medical benefits are secured by section 46 of the Act. Section 56 of the Act further protects this right and provides that,

(1) An insured person or (where such medical benefit is extended to his family) a member of his family whose condition requires medical treatment and attendance shall be entitled to receive medical benefit.

(2) Such medical benefit may be given either in the form of out-patient treatment and attendance in a hospital or dispensary, clinic or other institution or by visits to the home of the insured person or treatment as in patient in a hospital or other institution.

(3) A person shall be entitled to medical benefit during any week for which contributions are payable in respect of him or in which he is qualified to claim sickness benefit or maternity benefit or is in receipt of such disablement benefit as does not disentitle him to medical benefit under the regulations:

Provided that a person in respect of whom contribution ceases to be payable under this Act may be allowed medical benefit for such period and of such nature as may be provided under the regulations.

Sub-section (1) of section 58 of the Act requires the State Government to make provision for medical treatment.

ENGLISH TRANSLATION

(Authorised by His Highness the Rajpramukh)

Labour Department

NOTIFICATION

Jaipur, October 14, 1955.

No F. 15 (2) Lab./55.—In exercise of the powers conferred by clauses (d) to (h) of sub-section (1) of section 96 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Government of Rajasthan hereby makes the following rules, after previous publication :—

1. *Short title extend and commencement*—(1) These rules shall be called the Rajasthan Employee's State Insurance (Medical Benefit) Rules, 1955.

These Rules have been first published in Rajasthan Raj-patra dated February 13, 1956 in part IV (c) at page 1162 :

(2) A—These shall extend to those parts of the State of Rajasthan to which the provisions of chapter V of the Employees' State Insurance Act, 1948 apply; and

B—All rules concerning to or covered by these rules in force in any part of the Abu, Ajmer and Sunel areas shall stand repealed.

2. *Definitions.*—In these Rules, unless there is anything repugnant in the subject or context :

- (1) "the Act" means the Employees' State Insurance Act, 1948 (XXXIV of 1948).
- (2) "Director of Medical & Health Services" means the Director of Medical & Health Services of Rajasthan.
- (3) "Drug" includes all medicines for internal or external use of human beings and all substances intended to be used for or in the treatment, mitigation or prevention of disease in human beings.
- (4) "Medical practitioner" means a person holding a qualification granted by an authority specified or notified under section 3 of the Indian Medical Degrees Act 1916 (VII of 1916) or specified in the Schedule to the Indian Medical Council Act, 1933 (XXXVI of 1933) or a person registered or eligible for registration in a Medical register of statement for the registration of persons practising allopathic system of medicine.
- (5) "mis-carriage" means expulsion of the contents of a pregnant uterus at any period prior to or during the twenty-sixth week of pregnancy.
- (6) "State Insurance dispensary" means a dispensary established in a separate building or part of an existing dispensary, hospital or any other building set apart for the exclusive use of insured persons either during all hours or during certain specified hours provided that in the latter case drugs are maintained and dispensed separately in accordance with these Rules.
- (7) "State Insurance medical formulary" means a list of prescriptions & injunctions laid down by the Corporation from time to time.
- (8) All other words and expressions used herein and not defined shall have the meanings assigned to them in the Act, the rules made under Section 95 of the regulations under Section 97 as the case may be.

3. *Establishment of State Insurance dispensaries.*—The State Govt. shall establish one or more State Insurance dispensaries for the medical treatment of insured persons at any place where there is a concentration of not less than one thousand insured persons :

Provided that the medical practitioner incharge of the dispensary may be a part-time Insurance Medical Officer so long as the concentration of insured persons is less than two thousand.

4. The State Government shall make arrangements for providing Medical treatment to insured persons residing at places where there are no State Insurance dispensaries within a reasonable distance.

- (a) by making arrangements for a mobile dispensary to visit a central spot near the places of residence of such persons;
- (b) by making arrangements for an Insurance Medical Officer to visit any specified dispensary in the area for part of the day;
- (c) by making arrangements for the treatment of such persons by part time Insurance Medical Officers appointed for the purpose; or
- (d) by making arrangements for the provision of such treatment at any hospital, dispensary, clinic or other institution maintained by the State Government local body a private institution or a private individual on such terms as may be agreed to by the Corporation.

5. *Medical Services provided by employers.*—Where an employer is providing medical services not lower than those provided to insured persons by the State Government, arrangements may be made for the continuance of such services for providing medical benefit to insured persons under such terms and conditions as may be agreed upon between the State Government, the Corporation and the employer.

6. *Separate hospital or beds.*—The State Government may also establish separate hospitals or other medical institutions for the examination and treatment of insured persons or may reserve, on such scales and terms as may be agreed upon between the Corporation and the State Government from time to time, separate beds for the exclusive use of insured persons in the hospitals or other medical institutions under its control or under the control of a local body, private institution or individual.

7. *Abolition of dispensary etc.*—The State Government may with the consent of the Corporation, abolish any State Insurance dispensary, cancel any of the arrangements made under rules 4, 5, and 6 or effect such alteration as may be considered necessary, in the location of any dispensary.

8. *Allotment of insured persons.*—An insured person in any factory or establishment to which the Act applies may, at the time of filling the declaration form under the Employees' State Insurance (General) Regulations, 1950 or at any subsequent time, indicate the State Insurance dispensary or other medical institution where arrangements for the provision of medical benefit are made, to which he desires to be allotted or re-allotted and the State Government shall, so far as practicable and subject to such conditions as may be fixed, allot or re-allot such insured persons to the dispensary or the institution indicated by him:

Provided that where in the opinion of the State Government, the circumstances so justify, it may allot or re-allot an insured person to a dispensary or institution other than the one indicated by him.

9. *Failure to indicate, dispensary or institution.*—(1) An insured person who does not indicate the dispensary to which he desires to be allotted shall be allotted to such dispensary as the State Government may consider suitable.

(2) Intimation of the dispensary or institution to which an insured person is allotted or re-allotted either under Sub-rule (1) or under rule 8 as the case may be shall be made to the insured person by the State Government.

10. *Procedure for obtaining medical benefit.*—An insured person who wishes to claim medical benefit shall bring his identity card to the State Insurance dispensary, or other hospital clinic, mobile dispensary post or any other medical institution to which he is allotted and claim such benefit from the Insurance Medical Officer-in-charge of the State Insurance dispensary or the Insurance Medical Officer of the hospital, clinic or other institution to which he is allotted:

Provided that, in case of an emergency, an insured person may claim medical benefit under these rules from any Insurance Medical Officer whether he is allotted to him or not:

Provided further that where an insured person is unable to attend the State Insurance dispensary, Hospital, clinic, mobile dispensary post or any other medical institution to which he is allowed, the Insurance medical officer will, on intimation being received, visit him at his residence if he is satisfied, by intimation or otherwise, that the insured person cannot reasonably be expected to come to the Medical institution to which he is allotted:

Provided further that if the insured person or his agent fails to produce within twenty four hours of the demand made for the purpose his or the insured person's identity card, as the case may be, as proof of the person claiming the benefit being an insured person the medical benefit may be refused to him.

11. *Scale of medical benefit.*—The medical benefit provided under these rules shall be according to the following scale :—

(1) Out-patient treatment shall be provided at a State Insurance dispensary or under the arrangements made under Rules 4 & 5 and shall consist of all treatment, other than treatment involving the application of special skill or experience, and shall include—

(i) such preventive treatment as vaccination and inoculation :

(ii) antenatal and post-natal treatment of insured women:

(iii) the free provision of all drugs and dressing that may be considered necessary by the Medical Officer treating the case; and

- (iv) provision of certificates, free of cost, in respect or sickness maternity, employment injury and death required under the Employees' State Insurance (General) Regulations 1950 or under the directions or instructions issued from time to time by the Corporation.
- (2) An Insurance Medical Officer shall visit an insured person at his or her residence in accordance with the second proviso to rule 10 and in addition in all cases of confinement or mis-carriage where the insured woman or the registered midwife in attendance or other any reliable person reports that attendance by a medical practitioner is desirable.
- (3) Where in the case of a serious emergency or otherwise, in-patient treatment in a hospital is considered necessary by the Insurance Medical Officer the case shall be admitted to the nearest hospital which is established or specified for the purpose by the State Government if accommodation is available and the treatment provided for the patient shall include free maintenance and such specialist and general treatment, including treatment at confinement where necessary, as may be available at the general wards of the hospital to which the insured person is admitted as well as those special investigation which are considered desirable and for which facilities exist at the hospital or at an associated laboratory.
- (4) Facilities for the removal, free of charge, of insured persons to hospital, where necessary shall be provided by ambulance or otherwise.

Rule 11 A—Provision Relating to Medical Benefit to Families:—The medical benefit provided to the family of an insured person shall be according to the following scales:—

(1) General medical services, which will include treatment at the State Insurance Dispensary or at the clinic of an Insurance Medical Practitioner or other authorised institution and shall consist of :—

- (i) All treatment other than treatment involving the application of special skill or experience.
- (ii) Such preventive treatment as vaccination and inoculation.
- (iii) Free provision of drugs and dressings that may be considered necessary, but as far as possible in accordance with the State Insurance Medical Formulary laid down by the corporation and exclusive of such medicines as can be prescribed only by specialists for insured persons.

(2) Free maternity service to the wife of an insured person consisting of :—

- (i) Reasonable antenatal and post-natal treatment at the dispensary or clinic or other authorised institution.

Rajasthan Employees' State Insurance (Medical Benefit) Rules, 1955

(ii) Attendance by a midwife at the confinement at the residence of the insured person.

Rule 11 B—*Provision of General Medical Service.*—The State Government shall arrange to provide general medical service to the family of an insured person at a State Insurance dispensary clinic of an Insurance Medical Practitioner or other institution provided that the State Government may make arrangement separately for the family of the insured person at an independent the State Insurance Dispensary or at other institution established or recognised for the purpose.

Notes

The rules 11A and 11B have been added through amending Notification No. F. 8 (29) Lab/57 dated 31st May, 1958 published in Rajasthan Raj-patra, part IV (c) dated 19/6/58.

12. *Conditions of service of full-time Insurance Medical Officers.*—(1) Subject to the provisions of the Act and the Rules made thereunder the State Government may, subject to such condition as may be laid down by the Corporation, appoint a suitable medical officer already in its service or any medical practitioner with such qualifications as may be laid down by the State Government in consultation with the Corporation as an Insurance Medical Officer.

(2) An Insurance Medical Officer shall receive such salary and non-practising allowance as may be determined by the State Government with the consent of the Corporation.

(3) An Insurance Medical Officer shall receive such other allowance and at such rates as may be sanctioned from time to time for Medical Officers of the State Government on similar grades in the localities in which they are stationed. An Insurance Medical Officer shall be entitled to leave and leave salary under the leave rules which may, from time to time be applicable to other similar State Government servants.

(4) An Insurance Medical Officer shall be entitled to travelling allowance for journeys performed on official duties on the scale laid down in the State Government Rules applicable to Medical Officers of the State Government on similar grades.

(5) Full time Insurance Medical Officer shall not under take private practice.

(6) An Insurance Medical Officer shall be subject to such other condition of service as may be fixed by the State Government in consultation with the consent of the Corporation by the State Government by general or special order.

(7) Notwithstanding anything contained in sub-rule (2) to (5) the pay allowances, and other conditions of service of an Insurance Medical Officer shall, if he is a person already in the service of the Government be such as may be determined, with the consent of the Corporation, the State Government by a general or special order.

13. *Allowances for other Insurance Medical Officers.*—Where the State Government appoints a Medical Practitioner as part-time Insurance Medical Officer or appoints a Medical Officer in its service as Insurance Medical Officer in addition to his own duties such medical practitioner or officer shall be paid such allowances as may be fixed by the State Government with the consent of the Corporation.

14. *Staff to be provided at hospital, dispensaries etc.*—Each State Insurance dispensary shall be in-charge of an Insurance Medical Officer :

Provided that in cases where the concentration of insured persons residing near a State Insurance dispensary so justified, the State Government shall, in accordance with such scale and subject to such conditions as may be agreed upon between the State Government and the Corporation, appoint two or more Insurance Medical Officers to such State Insurance Dispensary.

15. *Notice of the time during which dispensary, hospital etc, shall be open.*—(1) Subject to the approval of the State Government the Insurance Medical Officer or the senior most Insurance Medical Officer, as the case may be, shall fix the time at which a State Insurance dispensary, hospital, clinic, mobile dispensary post or any other medical institution specified for the purpose shall remain open for treatment of insured persons.

(2) Notice of the time fixed under sub rule (1) shall be given on a Notice Board displayed prominently at each place and at each mobile dispensary post where insured persons are provided medical treatment or in such other manner as the State Government may from time to time direct.

16. *Rank and precedence of Insurance Medical Officers.*—(1) Where more than one Insurance Medical Officer have been appointed to a State Insurance dispensary, the State Government shall specify their rank or precedence.

(2) The senior Insurance Medical Officer for the time being shall, from time to time, make such arrangements as he thinks fit for the distribution of the work at the State Insurance dispensary among the Insurance Medical Officers appointed thereto.

17. *Appointment of subordinate staff.*—(1) The State Government may, with the consent of the Corporation, appoint such ancillary, technical or non-technical staff and such other subordinate staff as may be necessary for the proper provision of medical benefit for insured persons.

(2) The technical, non-technical and subordinate staff shall perform such duties as the Insurance Medical Officer or, if there are more Insurance Medical Officers than one the senior Insurance Medical Officer, may subject to any orders of the State Government, from time to time direct.

(3) The technical, non-technical and sub-ordinate staff shall be subject to such conditions of service and draw such salaries and allowances and receive such other benefit as may be fixed by the State Government with the consent of the Corporation.

18. *Maintenance of medical and surgical equipment.*—Every State Insurance dispensary, hospital, clinic mobile dispensary or any other medical institution specified for the purpose shall maintain such medical and surgical equipment as may be laid down by the State Government with the approval of the Corporation and all Insurance Medical Officers attached to State Insurance dispensaries or to other medical institutions where provisions for out-patient treatment is made under rule 4 shall prescribe such drugs as are required for insured persons but as far as possible in accordance with the State Insurance Medical formulary laid down by the Corporation.

19. *Administrative Control.*—All State Insurance dispensaries, hospitals, clinics, mobile dispensaries and other medical institutions specified for the purpose of providing medical benefit under these rules shall be subject to the administrative control and superintendence of the Director of Medical & Health Services.

20. *Medical records and statistical returns.*—The Insurance Medical officer in charge of each State Insurance dispensary, hospital, clinic, mobile dispensary or other medical institutions specified for the purpose or each Insurance Medical Officer, as the case may be, shall—

(i) Keep such registers, books and accounts as the State Government or the Director of Medical and Health Services may from time to time specify in consultation with the Corporation;

(ii) maintain a medical record in respect of the Insured persons allotted to the dispensary or to the Insurance Medical Officer as the case may be in the form laid down and supplied by the Corporation for the purpose and in accordance with the instructions issued by the Corporation in this behalf from time to time; and

(iii) comply with such requisitions as may be made by the Corporation or the State Government or the Director of Medical & Health Services, in respect of records, returns and statements in such form and in such manner as the authority making the requisition directs.

21. *Delegation of powers.*—(1) The State Government may delegate any of the powers or duties conferred or imposed upon it by these rules to such of its officers as it may, with the consent of the Corporation, specify in this behalf.

(2) Without prejudice to the provisions of sub-rule (1) the State Government may delegate all or any of the powers or duties conferred or imposed upon it by rule 8 or rule 9 to such officers of the corporation, as it may deem fit.

Notes

The powers of the State Government under rules 8 and 9 have been delegated to the Regional Director, Employees' State Corporation, Delhi vide Labour Department Notification No. F. 15(2)Lab./55 dated 9/3/56 published in Rajasthan Raj-patra, Part I (A) dated 14/4/56.

By Order of
His Highness the Rajpramukh,
G. L. MEHTA,
Secretary to the Government.

Notifications under

**RAJASTHAN EMPLOYEES' STATE INSURANCE
(MEDICAL BENEFIT) RULES, 1955**

Published in Raj. Raj-patra part I (a) Dated 14-4-56 at page 22 :

LABOUR DEPARTMENT.

Jaipur, March 9, 1956

No. F. 15. (2) Lab. /55.—In exercise of the powers conferred by sub-rule (2) of Rule 21 of the Rajasthan Employees' State Insurance (Medical Benefit) Rules, 1955, the Govt. of Rajasthan delegates the powers of the State Govt. under rules 8 and 9 of the said Rules to the Regional Director Employees State Insurance Corporation Delhi.

By Order of
His Highness the Rajpramukh,
R. N. HAWA,
Secretary to the Government

Notifications under

EMPLOYEES STATE INSURANCE ACT, 1948.

Published in Raj. Raj-patra Dated November 22, 1956 part I (a) at page 225 :

ENGLISH TRANSLATION

[Authorised by the Governor]

NOTIFICATIONS.

Jaipur, November 12, 1956.

No. F. 15(5) Lab/56.—In exercise of the powers conferred by sub-section (1) read with sub section (2) of section 74 of the Employees' State Insurance Act, 1948 (Central Act, No XXXIV of 1948), the State Government is pleased to constitute the following Employees Insurance Courts for the local area noted against each:—

<i>S N.</i>	<i>Name of Court</i>	<i>Local Area</i>
1.	Employees' Insurance Court, Jaipur.	Jaipur District including Jaipur City.
2.	Employees' Insurance Court, Jodhpur.	Jodhpur District.
3.	Employees' Insurance Court, Pali.	Pali District.
4.	Employees' Insurance Court, Bikaner.	Bikaner District.
5.	Employees' Insurance Court, Bhilwara.	Bhilwara District.
6.	Employees' Insurance Court, Kotah.	Kotah and Chechat Sub-Divisions of Kotah District.

The State Government is further pleased—

(i) to direct that the said Employees' Courts shall consist of one Judge each, and

(ii) to appoint the Civil Judges, Jaipur City, Jodhpur, Pali, Bikaner, Bhilwara and Kotah respectively; to be Judges of the said Employees' Insurance Courts.

By Order of the Governor,

A. K. ROY

Secretary to the Government.

Published in Raj. Raj-patra Dated January 24, 1957 part I (a) at page 754-755.

Jaipur, January 16, 1957.

No. F. 17 (1) Lab./54.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) the Governor of Rajasthan hereby exempts, from the operation of the said Act, except Chapter V-A thereof every factory;—

(a) Which is situated within the limits of—

(1) Jaipur Municipality and revenue villages of Jotwara and Bid Jaislan in Jaipur Tehsil and Jaipur District.

(2) Jodhpur Municipality, and Masooria Industrial area bounded on the North East by Railway line to Soorsagar, on the North West by Pal Road, on the South West by S.S.W.S. Channel and on the South East by Railway Line—Jodhpur to Looni.

(3) Bikaner Municipality.

(4) Pali Municipality.

(5) Bhilwara Municipality.

(6) Lakheri Municipality and the Lakheri Cement Factory area.

(b) Which is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table annexed hereto or any other manufacturing process, which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

The exemption to all the factories carrying on the said processes (except cashew processing) is hereby granted from 2nd December, 1956 upto and inclusive of September 30, 1957 and exemption to factories carrying on cashew processing from 2nd December, 1956 upto and inclusive of March 31, 1957 subject to the conditions specified in the corresponding entry in column (2) of the said Table.

TABLE

Name of manufacturing process	Conditions
1	2
1. Redrying unmanufactured leaf tobacco
2. Rice Milling
3. Cold Storage
4. Salt Manufacture
5. Cashew processing
6. Oil Milling ...	Provided that the process of Oil Milling is subsidiary to any other manufacturing process which is seasonal and also for so long as the number of employees engaged in oilmilling is less than 50.
7. Ice manufacture ...	

Jaipur January 16, 1957.

No. F. 17 (1) Lab./54/332.—In exercise of the powers conferred by Section 87 of the Employees State Insurance Act, 1948 (XXXIV of 1948), the Governor of Rajasthan is pleased to exempt for the period from 2nd December, 1956 upto and inclusive of 21st January, 1957 from all the provisions except Chapter V-A of the said Act, every factory which is situated in the areas mentioned hereunder and wherein ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the principal employer directly or by or through an immediate employer, even though twenty or more persons are or were working in the premises:—

The areas within the limits of:—

- (1) Jaipur Municipality and revenue villages of Jotwara and Bid Zaislan in Jaipur Tehsil and Jaipur District.—
- (2) Jodhpur Municipality, and Masooria Industrial area bounded on the North East by Railway line to Soorsagar, on the North West by Pal Road, on the South West by S.S.W.S. Channel and on the South East by Railway line—Jodhpur to Looni.
- (3) Bikaner Municipality.
- (4) Pali Municipality.
- (5) Bhilwara Municipality.
- (6) Lakheri Municipality and the Lakheri Cement Factory area.

Jaipur, January 16, 1957.

No. F. 17 (1) Lab./54/333.—In exercise of the powers conferred by Section 88 of Employees State Insurance Act, 1948 (34 of 1948), the Governor of the State of Rajasthan is pleased to exempt for a period from 2nd December, 1956 to 30th September, 1957 from the provisions of the said Act, except Chapter V-A thereof:—

- (a) any person employed directly by a principal employer or through an immediate employer on loading or un-loading outside the factory or going out of or coming in at the factory gates or sidings, provided that if such person is employed directly by the principal employer continuously (but for breaks due to weekly or other holidays) for more than 15 days (including such holidays), the exemption will cease from the 16th day of the employment by the same principal employer,
- (b) any person employed on work which is not ordinarily the work of the factory but is of a casual nature, that is to say, work which is not ordinarily carried on for more than 15 days in a calendar month and has not carried on for more than 60 days in the preceding calendar year:

Provided that any employee who is generally employed on any work other than that specified in (a) or (b) above shall continue to be covered under the Act irrespective of his temporary employment in the said work:

Provided further that, notwithstanding this exemption, any employee so exempted, shall continue to be entitled to such benefits under the Act to which he might have qualified on the basis of contributions paid before the date from which he gets exempted,

By Order of the Governor,
A. K. ROY,
Secretary to the Government

Published in Raj. Raj-patra Dated April 11, 1957 part I (b) at page 21 :

INDUSTRIES (C) DEPARTMENT
(LABOUR SECTION)
NOTIFICATION.

Jaipur, March 29, 1957.

No. F. 8 (10) Lab./56.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Governor of Rajasthan is pleased to exempt for the period of one year with effect from 22nd January, 1957 from all the provisions except Chapter V-A of the said Act, every factory which is situated in the areas mentioned hereunder and wherein ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the Principal employer directly or by or through an immediate employer, even though twenty or more persons and or were working in the premises.

The areas within the limits of—

1. Jaipur Municipality and revenue villages of Jotwara and Bid Jaislan in Jaipur Tehsil and Jaipur District.
2. Jodhpur Municipality and Masooria Industrial area bounded on the North-East by Railway line to Soorsagar, on the North-West by Pal Road, on the South-West by S.S.W.S. Channel and on the South-East by Railway line—Jodhpur to Looni.
3. Bikaner Municipality.
4. Pali Municipality.
5. Bhilwara Municipality.
6. Lakheri Municipality and the Lakheri Cement Factory area.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra Dated July 18, 1957 part I(b) at page 159 :

Jaipur, July 2, 1957.

No. F. 17 (1) Lab./54.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) the Governor of Rajasthan hereby exempts for a further period of one year with effect from the 1st April, 1957, from the operation of the said Act, except, chapter VA, thereof every factory;

- (a) Which is exclusively engaged in the manufacturing processes specified in column (1) of the Table annexed hereto or in any other manufacturing process which is incidental to or connected with the aforesaid processes.
- (b) Which is situated in any area specified in the corresponding entry in column 2 of the said Table.

(1) Table. (2)

Name of manufacturing process.	Area where situated
1. Cashew processing	Whole of Rajasthan. Where E.S.I. Scheme is in force.

Published in aj. Raj-patra Dated November 28, 1957 part I (b) at page 781 :

(Labour Section)
NOTIFICATION

Jaipur, November 15, 1957.

No F.8(34) Lab./57/7155.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (34 of 1948) the Governor of the State

of Rajasthan hereby exempts from the operation of the said Act, except chapter V-A thereof every factory—

(a) Which is situated within the limits of the Municipality of Beawar.

(b) Which is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table annexed hereto or any other manufacturing process, which is incidental to or connected with any of the aforesaid, processes or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

The exemption to all the factories carrying on the said processes (except cashew processing) is hereby granted from 27-10-1957 up to and inclusive of September 30, 1958 and exemption to factories carrying on cashew processing from 27-10-1957 up to an inclusive of March 31, 1958 subject to the conditions specified in the corresponding entry in column (2) of the said table.

Table

Name of manufacturing process. 1	Conditions. 2
1. Redrying unmanufactured leaf tobacco.	...
2. Rice Milling.	...
3. Cold Storage.	...
4. Salt Manufacture.	...
5. Cashew processing.	...
6. Oil Milling	Provided that the process of oil milling is subsidiary to any other manufacturing process which is seasonal and also for so long as the number of employees engaged in oil milling is less than 50.
7. Ice Manufacture.	...

Br Order of the Governor,
A. K. ROY,

Secretary to the Government.

Published in Raj. Raj-patra Dated January 9, 1958 part I (b) at page 983 :

(Supply Labcur Section).

Jaipur, December 23, 1957.

No. F. 8(33) Lab/57.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Governor of Rajasthan hereby exempt the operation of the said Act every factory which is exclusively engaged in wool pressing either with or without cotton pressing and ginning for the period from 1st January, 1958 to 31st December, 1958 as wool pressing is an intermittent process.

Published in Raj Raj-patra Dated February 20, 1958 part I (a) at page 1076 :

INDUSTRIES (C) DEPARTMENT.

(Labour Section)

NOTIFICATIONS.

Jaipur January 24, 1958.

No. F. 8 (33) Lab/57—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) the Governor of Rajasthan is pleased to exempt for the period of one year with effect from 22nd Jan., 1958 from all the provisions except Chapter V-A of the said Act every factory which is situated in the areas mentioned here-under and wherein ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the Principal Employer directly or by or through an immediate employer, even though twenty or more persons and or were working in the premises.

The areas within the limits of—

1. Jaipur Municipality and revenue villages of Jotwara and Bid Jaisalan in Jaipur Tehsil and Jaipur Distt.
2. Jodhpur Municipality and Masooria Industril area bounded on the North-East by Railway line to Soorsagar, on the North-West by Pal Road, on the South-west by S.S.W.S. Channel and on the South-east by Railway Line Jodhpur to Looni.
3. Bikaner Municipality.
4. Pali Municipality.
5. Bhilwara Municipality.
6. Lakheri Municipality and the Lakheri Cement Factory area.
7. Beawar Municipality.

Jaipur, January 24, 1958

No. F. 8 (34) Lab/57.—In exercise of the powers conferred by section 87 of the Employees State Insurance Act, 1948 (34 of 1948) the Governor of the State of Rajasthan is pleased to exempt for the period from 27th Oct., 1957 up to and inclusive of 21st Jan., 1958 from all the provisions except Chapter V-A of the said Act, every factory which is situated in the town of Beawar and wherein ten or more persons are not employed at any time during the preceding twelve months, by the Principal Employer directly or by through an immediate employer even though twenty or more persons are or were working in the premises.

By Order of the Governor.

A. K. ROY,

Secretary to the Government.

Published in R.sj. Raj-patra Dated February 27, 1958 part I (b) at page 1085:

INDUSTRIES C DEPARTMENT

'Labour-Section

NOTIFICATIONS

Jaipur, February 21, 1958.

No. F. 2 (4) (2)/Lab./58/1223.—In exercise of the powers conferred by section 87 of the Employees' state Insurance Act, 1948 (34 of 1948), the Governor of the State of Rajasthan hereby exempts from the operation of the said Act, except Chapter V-A thereof every factory which is situated within the revenue limits of villages Alanpur, Khatupura, Dundri and Chok-Chaipura of Tehsil Sawai Madhopur of Sawai Madhopur District in Rajasthan and which is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table annexed hereto or any other manufacturing process, which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

The exemption to all factories carrying on the said processes (except cashew processing) is hereby granted from the 2nd March, 1958 up to and inclusive of 30th September, 1958 and exemption to factories carrying on cashew processing from the 2nd March, 1958 up to and inclusive of 31st March, 1958, subject to the conditions specified in the corresponding entry in column (2) of the said Table:—

TABLE

Name of manufacturing Process. 1	Conditions. 2
1. Redrying unmanufactured leaf tobacco	...
2. Rice milling.	...
3. Cold Storage.	
4. Salt manufacture	

5. Oil milling

Provided that the process of oil milling is subsidiary to any other manufacturing process which is seasonal, and also for so long as the number of employees engaged in oil milling is less than 50.

6. Ice Manufacture.

...

7. Cashew processing.

...

Jaipur February 21, 1958,

No. F. 2 (4) (2)/Lab./58/1224.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (34 of 1948), the Governor of the State of Rajasthan is pleased to exempt for the period from the 2nd March, 1958 up to and inclusive of 21st January, 1959 from all the provisions except Chapter V-A of the said Act, every factory which is situated in the areas mentioned hereunder and wherein ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the Principal employer directly or by or through an immediate employer, even though twenty or more persons are or were working in the premises:—

The areas within the revenue limits of village Alanpur, Khatupura, Dundri and Chok Chaipura of Tehsil Sawai Madhopur of Sawai Madhopur District in Rajasthan.

By Order,
A. K. ROY

Secretary to the Government.

Published in Raj. Raj-patra Dated October 17, 1957 part IV (c) at page 540-541

INDUSTRIES (C) DEPARTMENT

(Labour Section)

NOTIFICATIONS

Jaipur, September 30, 1957.

No. D. 6742/F. 17 (1) Lab/54-II.—In exercise of the powers conferred by section 88 of the Employees State Insurance Act, 1948 (XXXIV of 1948) the Governor of Rajasthan is pleased to exempt for a period from 1-10-1957 up to and inclusive of September, 30th 1958, from the provisions of the said Act, except chapter V-A thereof:—

- (a) any person employed directly by a principal employer or through an immediate employer on loading or un-loading outside the factory or going out of or coming in at the factory gates or sidings, provided that if such person is employed directly by the principal employer continuously (but for breaks due to weekly or other holidays) for more than 15 days (including such holidays) the exemption will cease from the 16th day of the employment by the same principal employer;
- (b) any person employed on work which is not ordinarily the work of the factory but if of a casual nature, that is to say, work which is not ordinarily carried on for more than 15 days in a calendar month and has not been carried on for more than 60 days in the preceding year;

Provided that any employee who is generally employed on any work other than that specified in (a) or (b) above shall continue to be covered under the Act, irrespective of his temporary employment in the said work

Provided further that, notwithstanding this exemption, any employees so exempted shall continue to be entitled to such benefits under the Act to which he

might have qualified on the basis of contributions paid before the date from which he gets exempted.

Jaipur, September 30, 1957.

No. D. 6743/F.17.(7) Lab/54-II—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) the Governor of Rajasthan hereby exempts from the operation of the said Act except Chapter V-A thereof every factory;—

(a) Which is situated within the limits of—

- (1) Jaipur Municipality and revenue villages of Jotwara and Bid Jaisalan in Jaipur Tehsil and Jaipur district.
- (2) Jodhpur Municipality and Masooria Industrial area bounded on the North East by the Railway Line to Soorsagar, on the North West by Pal Road, on the South West by S.S.W.S. Channel and on the South East by Railway Line Jodhpur to Looni.
- (3) Bikaner Municipality.
- (4) Pali Municipality.
- (5) Bhilwara Municipality.
- (6) Lakheri Municipality and Lakheri Cement factory area.

(b) Which is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table annexed hereto or any other manufacturing process, which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

The exemption to all the factories carrying on the said processes is hereby granted from 1st October, 1957 upto and inclusive of September 30, 1958 subject to the conditions specified in the corresponding entry in column (2) of the said Table.

TABLE

Name of manufacturing process	Conditions
1. Redrying unmanufactured tobacco leaf	
2. Rice milling	
3. Cold Storage.	
4. Salt Manufacture.	
5. Oil Milling.	Provided that the process of Oil Milling is subsidiary to any other manufacturing process which is seasonal and also for so long as the number of employees engaged in Oil Milling is less than 50.
6. Ice Manufacture.	

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

THE EMPLOYEES' STATE INSURANCE ACT, 1948.

Published in Raj. Raj-patra part IV (c) dated January 29, 1959 at page 1393-94

Industries 'C' Department

(Labour-section)

NOTIFICATIONS

Jaipur, January 10, 1959.

No. F. 1 (4) (12)/Lab/58.—In exercise of the powers conferred by section 74 of the employees' State Insurance Act, 1948 (Central Act No. XXXIV of 1948), read with rules 3 and 4 of the Rajasthan Employees' Insurance Court Rules, 1955, the State Government is pleased to constitute the Civil Judge, Gangapur as the Employees' Insurance Court for Sawai Madhopur and does hereby after consultation with the Corporation specify that the said court shall sit at Gangapur.

Published in Raj. Raj-patra part IV (c) dated August 6, 1959 at page 421-22

Jaipur, July 2, 1959.

No. F. 1 (4) (12)/Lab./58.—In exercise of the powers conferred by section 74 of the Employees' State Insurance Act, 1948 (Central Act, No. XXXIV of 1948) read with rules 3 and 4 of the Rajasthan Employees' Insurance Court Rules, 1955, the State Government is pleased to hereby constitute the following Employees Insurance Courts for the local area noted against each:—

S. No	Name of the Court.	Local area.
1.	Civil Judge, Ganganagar.	Ganganagar District.
2.	Civil Judge, Dholpur.	Dholpur Sub-Division of Bhratpur District Including Mauza Fatehabad, Malipura and Mohabatnagar.

The State Government after constitution wit the Employees Insurance Corporation does hereby specify that the said courts shall sit at Ganganagar and Dholpur respectively during their usual court hours.

The State Government is further pleased—

(1) to direct that the said Employees Insurance Courts shall consist of one Judge each, and

(2) to appoint the Civil Judges, Shri Ganganagar and Dholpur respectively to be Judges of the said Employees' Insurance Courts.

Published in Raj. Raj-patra part IV (c) dated February 25, 1960 at page 1228-29

Jaipur, January 15, 1960.

No. D. 8842/F. 1 (4) (12)/Lab./58.—In exercise of the powers conferred by section 74 of the Employees' State Insurance Act, 1948 (Central Act No. XXXIV of 1948), read with rules 3 and 4 of the Rajasthan Employees' Insurance Court Rules, 1959, the State Government after consulting the Employees' Insurance Corporation is pleased to constitute the Court of Civil Judge, Beawar as an Employees' Insurance Court for the municipal area and does hereby specify that the said court shall sit at Beawar during its usual court hours and shall consist of one Judge namely the Civil Judge, Beawar.

Published in Raj. Raj-patra part I (b) dated December 29, 1960 at page 315

Jaipur, September 1, 1960.

No. F. 7 (22)/Ind. (C)/60.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Government of Rajasthan hereby exempts for a period of three years with effect from 1st December, 1956 from the operation of the said Act except Chapter V-A thereof to the Rajasthan Khadi Gramudyog Board Saranjam Karyalaya, Jaipur.

Published in Raj. Raj-patra part I (b) February 4, 1960 at page 483

Jaipur, December 22, 1959.

No. D. 8709/F. 7 (17)/Ind. (C)/59.—In exercise of the powers conferred by section 87 of the E.S.I. Act, 1948 (Central Act XXXIV of 1948), the State Government hereby exempts for the period up to and inclusive of 21st January, 1960 from the operation of the said Act, except chapter V A thereof, every factory which is situated in any area where chapters IV and V of the said Act are in force and where ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the principal employer directly or by or through an immediate employer, even though twenty or more persons are or were working in the premises.

Published in Raj. Raj-patra part I (a) dated May 18, 1961, at page 26 :

Jaipur, February 8, 1961.

No. F. 7 (35)/Lab./60.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (34 of 1948) the State Government hereby exempts for a further period of one year with effect from 1-1-61 from the operation of all the provisions except chapter V-A of the said Act, factories, situated in areas mentioned hereunder, which are exclusively engaged in wool pressing either with or without cotton pressing and ginning :—

1. The areas within the Municipal limits of Udaipur City and the revenue villages of Purohiton-ki-Madri in Tehsil Orisa District Udaipur.
2. The areas within the Municipal limits and Kaswa Bharatpur in Bharatpur Tehsil District Bharatpur.

By Order of the Governor,
GOVERDHAN SINGH

Secretary to the Government.

Published in Raj. Raj-patra part I (a) dated August 3, 1961 at page 153 :

Labour Department

NOTIFICATIONS

Jaipur, June 7, 1961.

No. F. 7 (35)/Lab./60.—In exercise of the powers conferred under section 87 of the Employees' State Insurance Act, 1948 (Central Act XXXIV of 1948) in supersession to this Department Notification No. F. 7 (35)/Lab/60, dated 8-2-61 the State Government hereby exempts for a further period of one year up to and inclusive of 31st December, 1961 from the operation of the said Act except Chapter V. A. thereof, every factory which is situated in any area in the State of Rajasthan, where Chapters IV & V of the said Act are in force and which is exclusively engaged in wool pressing with or without Cotton Pressing and Ginning.

Published in Raj. Raj-patra part IV (c) at page 29 :

Jaipur, February 2, 1961.

No. F. 7 (22)/Lab./60.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948), the Government of Rajasthan makes the following amendment in this Department Notification No. F. 7 (22)/Ind. (c)/60, dated the 1st September, 1960 (published in Rajasthan Rajpatra Part I-B dated 29-9-60 at page 315, namely :—

AMENDMENT

For the words "for a period of three years with effect from 1st December, 1956", the following words shall be substituted, namely :—

"For a period of one year with effect from the date of this notification".

By Order of the Governor,
GOVERDHAN SINGH,
Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated January 12, 1961, at page 494 :

Labour Department
Jaipur, December 21, 1960.

No. F. 7 (46)/Lab./60.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) and in continuation of this department Notification No. D. 10652/F. 7 (14)/Ind(c)/59, dated the 19th November, 1959, the State Government hereby exempts for a period up to and inclusive of 30th September, 1961 from the operation of the said Act except Chapter V-A thereof every factory which :—

(a) is situated within the limits of :—

- (1) Jaipur Municipality and revenue villages of Jotwara and Bid Jaisalan in Jaipur Tehsil and Jaipur District.
- (2) Jodhpur Municipality and Mussooria Industrial area bounded on the North East by the Railway line to Soor-sagar, on the North-West by Pal Road on the South West by S. S. W. S. Channel and on the South-East by Railway line Jodhpur to Looni.
- (3) Bikaner Municipality.
- (4) Pali Municipality.
- (5) Bhilwara Municipality.
- (6) Lakheri Municipality and the Lakheri Cement Factory area.
- (7) Beawar Municipality.
- (8) Jaipur Udyog Sawai Madhopur Falls in villages of Tehsil Sawaimadhopur viz. Alanpur Khatupura Dundri Chak. and Quarries Cement Factory fall in village Todra and a portion of village Falodi.
- (9) Sri Ganganagar Municipality.
- (10) The areas within the limits of revenue villages of—
 - (i) Moja Fatehbad;
 - (ii) Moja Malipur; and
 - (iii) Moja Mahabatnagar, in sub-division Dholpur of Bharatpur District.
- (11) The area within the Municipal limits of Udaipur city and the revenue village of Purohiton-ki-Madri in Tehsil Girwa, District Udaipur.
- (12) The area within the Municipal limits and Kaswa Bharatpur in Bharatpur Tehsil District Bharatpur, and

(b) is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table given below subject to the condition specified in the corresponding entry in column (2)

thereof or any other manufacturing process, which is incidental to or connected with any of the aforesaid processes or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

TABLE

Name of the manufacturing process. 1	Conditions. 2
1. Red-rying manufactured lead tobacco.	--
2. Rice miling.	—
3. Cold storage.	—
4. Salt Manufacture.	—
5. Oil Miling.	Provided that the process of oil milling is subsidiary to any other manufacturing process which is seasonal and also for so long as the number of employees engaged in oil milling is less than 50.
6. Ice Manufacture.	—

Published in Raj. Raj-patra part, IV (c) December 28, 1961 at page 22 :

Labour Department

NOTIFICATION

Jaipur, October 7, 1961.

No. F. 7 (36) Lab/60.—In exercise of the powers conferred by section 87 of the Employee's State Insurance Act, 1948 (XXXIV of 1948) and in continuation of this Department Notification No. F. 7 (46) Lab./60, dated the 21st December, 1960, the State Government hereby renews for a further period of one year with effect from 14th of August, 1961 to 13th of August, 1962, the exemption from the operation of the said Act except Chapter V-A thereof, in respect of every factory which (a) is situated within the limits of—

1. The area within the Municipal limits of Udaipur city and the revenue village of Purohiton-ki Madri in Tehsil Girwa, District Udaipur.
2. The area within the Municipal Limits and Kaswa in Bharatpur Tehsil, District Bharatpur, and

(b) is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table given below subject to the condition specified in the corresponding entry in column (2) thereof or any other manufacturing process which is incidental to or connected with any of the aforesaid processes or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

TABLE

Name of the manufacturing process.	Conditions.
1. Rodcyin manufactured. lead tobacco.	—
2. Rice Milling.	—
3. Cold Storage.	—
4. Salt Manufacture.	—
5. Oil Milling.	Provided that the process of oil milling is subsidiary to any other manufacturing process which is seasonable and also for so long as the number of employees engaged in oil milling is less than 50.

By Order of the Governor,
D. GOSWAMI,
Dy. Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated October 19, 1961 at page 275-276 :
Labour Department

NOTIFICATION

Jaipur, September 29, 1961

No F 7 (12) Lab/61.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) the State Government hereby renews for a further period of one year from 1st October, 1961 to the 30th September, 1962 (both days inclusive) the exemption from the operation of the said Act except Chapter V-A thereof, granted vide notification No. F. 7 (46) Lab./60, dated Jaipur, the 21st December, 1960, in respect of Every factory which :—

(a) is situated within the limits of :—

- (1) Jaipur Municipality and revenue villages of Jotwara and Bid Jaisalan in Jaipur Tehsil and Jaipur District.
- (2) Jodhpur Municipality and Missooria Industrial area bounded on the North-East by the Railway Line to Soor-sagar, on the North-West by Pal Road on the South-West by S.S.W.S. Channel and on the South-East by Railway Line Jodhpur to Looni.
- (3) Bikaner Municipality.
- (4) Pali Municipality.
- (5) Bhilwara Municipality.
- (6) Lakheri Municipality and the Lakheri Cement Factory area.
- (7) Beawar Municipality.
- (8) Jaipur Udyog Sawai Madhopur falls in villages of Tehsil Sawai Madhopur viz., Alampur, Khatupura, Dundri,

Chak, Chainpura and Quarries Cement Factory fall in village Todra and a portion of village Falodi.

(9) Sri Ganganagar Municipality.

(10) The areas within the limits of revenue villages of :—

(i) Moja Fatehabad;

(ii) Moja Malipur; and

(iii) Moja Mahabatnagar;

in Sub-Division Dholpur of Bharatpur District.

(11) The area within the Municipal limits of Udaipur City and the revenue village of Purohiton-ki-Madri in Tehsil Girwa District Udaipur.

(12) The area within the Municipal limits and Kaswa Bharatpur in Bharatpur Tehsil District Bharatpur; and

(b) is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the Table given below subject to the condition specified in corresponding entry in column (2) thereof or any other manufacturing process, which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act.

TABLE

Name of Manufacturing process. 1	Conditions. 2
1. Re-drying manufactured leaf tobacco.	—
2. Rice miling.	—
3. Cold Storage.	—
4. Salt Manufacture.	—
5. Oil Milling.	Provided that the process of oil Milling is subsidiary to any other manufacturing process which is seasonal and also for so long as the number of employees engaged in Oil Milling is less than 50.
6. Ice Manufacture.	—

By Order of the Governor,
C. B. K. HOOJA,
Secretary to the Government.

Published in *Raj. Rajpatra* part IV (c) dated April 26, 1952 at page 123-125 :
Jaipur, February 8, 1962.

No. F.7 (12) Lab/61.—In exercise of the powers conferred by section 87 of the Employee's State Insurance Act, 1948 (Central Act 34 of 1948) and in supersession of this Department Notification No. F.7 (12) Lab./61, dated the 29th September, 1961 the State :

Government hereby exempts for a further period of one year with effect from 1st October, 1961 up to and inclusive of 30th September, 1962 from the operation of the said Act, except Chapter V-A thereof, every factory :—

- (a) which is situated in any area in which Chapter IV and V of the said Act are in force, and
- (b) which is exclusively engaged in one or more of the manufacturing processes specified in column (1) of the table annexed hereto or any other manufacturing process which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on is a seasonal factory of the nature referred to in clause (12) of section 2 of the said Act, subject to the conditions specified in the corresponding entry in column (2) of the said Table.

TABLE

Name of manufacturing Process. 1	Conditions. 2
1. Redrying unmanufactured leaf tobacco.	—
2. Rice Milling.	—
3. Cold Storage.	—
4. Salt Manufacture.	—
5. Oil Mills.	Provided that the process of Oil Milling is subsidiary to any other manufacturing process which is seasonal and so long as the number of employees engaged in Oil Milling is less than 50.
6. Ice Manufacture.	—

Jaipur, February 8, 1962.

No. F. 7 (18)/Lab./61.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (Central Act XXXIV of 1948) the State Government hereby exempts for a period of one year from the operation of the said Act, except Chapter V-A thereof, every factory which is situated in any area in the State of Rajasthan where Chapters IV & V of the said Act are in force and where ten or more persons are not employed or were not employed at any time during the preceding twelve months, by the principal employer directly or by or through an immediate employer, even though twenty or more persons are or were working in the premises.

Jaipur, February 18, 1962.

No. F. 7 (35)/Lab./60.—In exercise of the power conferred by section 87 of the Employees' State Insurance Act, 1948 (XXXIV of 1948) and in continuation of this Department Notification No. F. 7 (35)/Lab./60, dated the 7th June, 1961, the State Government hereby exempts for a further period of one year up to and inclusive of 31st December, 1962 from the operation of the said Act except Chapter V-A thereof, every factory which is situated in any area in the State of Rajasthan, where Chapters IV & V of the said Act are in force and which is exclusively engaged in wool pressing with or without Cotton pressing and ginning.

By Order of the Governor,
D. GOSWAMI,

Deputy Secretary to the Government.

Published in Raj. Raj-patra part IV (c) at page 43

Labour Department

NOTIFICATION

Jaipur, March 16, 1962.

No. F. 7 (37)/Lab./60.—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1958 (Central Act XXXIV of 1948) the State Government hereby exempts for a further period of one year upto and inclusive of the 21st January, 1963 from the operation of the said Act, except Chapter V-A thereof, every factory which is situated in any area in the State of Rajasthan where chapters IV & V of the said Act are in force and where ten or more persons are not employed or were not employed at any time during the preceeding twelve months, by the principal employer even though twenty or more persons are or were working in the premises.

By Order of Governor,
D. GOSWAMI,

Deputy Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated September 9, 1962, at page 321 :

Labour Department

NOTIFICATION

Jaipur, September 8, 1962,

No. F. 7 (12) Lab./61.—In exercise of the powers conferred by section 87 of the Employee's State Insurance Act, 1948 (34 of 1948), the Governor of Rajasthan hereby exempts for a further period of one year with effect from 1-10-1962 up to and inclusive of 30th September, 1963 from the operation of the said Act, except Chapter V-A thereof, every factory—

- (a) Which is situated in any areas in which Chapter IV & V of the said Act are inforce; and

Notifications under the Employees' State Insurance Act, 1948

Which is exclusively engaged in one or more of the manufacturing processes, specified in column (1) of the Table annexed hereto or any other manufacturing process which is incidental to or connected with any of the aforesaid processes, or in any other manufacturing process carried on in a seasonal factory of the nature referred to in clause (12) of Section 2 of the said Act, subject to the conditions specified in the corresponding entry in column (2) of the said table.

TABLE

Name of the manufacturing Process,	Conditions.
1	2
1. Redrying unmanufactured leaf tobacco	—
2. Rice Milling.	—
3. Cold Storage.	—
4. Salt Manufacture.	—
5. Oil Mills.	Provided that the process of Oil Milling is subsidiary to any other manufacturing process which is seasonal and so long as the number of employees' engaged in Oil Milling is less than 50.
6. Ice Manufacture.	—

By Order of the Governor,
K. S. UJWAL,
Deputy Secretary to the Government

Notifications under

EMPLOYEES' STATE INSURANCE ACT, 1948

LABOUR & EMPLOYMENT DEPARTMENT

Jaipur, November 26, 1966.

Notification No. F. I(3) (7) I & E/66—Whereas, the State Government after examining the case of the employees of the State Motor Garages, run by the Transport Department, in Rajasthan, have concluded that the benefits enjoyed by them are similar and even superior to the benefits provided under the Employees State Insurance Act, 1948 and the Scheme framed thereunder;

Now, therefore, in exercise of the powers conferred by section 90 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948), the State Government hereby exempts all State Motor Garages from the provisions of the said Act.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 26-11-66 Page 529]

LABOUR AND EMPLOYMENT DEPARTMENT

Jaipur, March, 23, 1967.

Notification No. F 1 (3) (6) L & E/66.—The marginally noted notifications granting exemption from the provisions of Employees' State Insurance Act, 1948 to the

- | | |
|-------------------------------------------|-------------------------------------------------------------------------------------|
| 1. No. F. 1 (3) (6) L & E/66 dated 7-2-66 | rance Act, 1948 to the
employees of the Rajasthan
State water works, Bhilwara |
| 2. No. F. 1(3) (14) L & E/65 dated 2-2-67 | |

and Bikaner, and to the employees of the Rajasthan State Agricultural Workshop, Jhotwara, (Jaipur West) are hereby cancelled

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 23-3-67]

LABOUR & EMPLOYMENT DEPARTMENT

Jaipur, March 20, 1967

Notification No. F. 7 (37) Lab./60—In exercise of the powers conferred by section 87 of the Employees' State Insurance Act, 1948 (Central Act 34 of 1948) and in continuation of this Department Notification of even number dated the 7th June, 1966, the State Government hereby exempts for a further period upto and inclusive of the 21st January, 1968 from the operation of the said Act. except chapter V-A thereof, every factory which is situated in any area in the State of Rajasthan where chapters IV and V of the said Act are in force and where ten or more persons are not employed or were not employed at any time during the preceding twelve months by the principal employer directly or by or through an immediate employer, even though twenty or more persons are or were working in the premises.

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 25-5-67—Page 194]

EMPLOYEES' STATE INSURANCE (GENERAL) REGULATIONS (CENTRAL), 1950

Published in Raj. Raj-patra Dated March 7, 1957 part I (b) at page 834:

INDUSTRIES (C) DEPARTMENT

(Labour Section)

NOTIFICATIONS

Jaipur, February 16, 1957.

No. F. 17 (1) Lab /54.—Under regulation 75 of the Employees' State Insurance (General) Regulations, 1950, the Government of Rajasthan has in consultation with the Corporation been pleased to constitute Medical Boards for Jaipur, Jodhpur, Pali, Bikaner, Udaipur and Kotah as detailed below for the purposes of the said regulations:—

1. JAIPUR.

- (i) Medical Superintendent, Sawai Man Singh Hospital, Jaipur .. Chairman
- (ii) Professor of Surgery .. Member
- (iii) A specialist pertaining to the branch to which the case falls.
This member will be co-opted by the Chairman .. Member.

The jurisdiction of the Board will extend to the Jaipur Municipal area and revenue villages of Jotwara and Bid Jaislan in Jaipur Tehsil and Jaipur District.

2. JODHPUR.

- (i) Principal Medical and Health Officer, Jodhpur .. Chairman.
- (ii) Surgeon, Mahatma Gandhi Hospital, Jodhpur .. Member.
- (iii) A specialist pertaining to the branch to which the case falls.
This member is to be co-opted by the Chairman .. Member.

The jurisdiction of the Board will extend to the Jodhpur Municipal area and Masooria Industrial area bounded on the North-East by Railway line to Soorsagar, on the North-West by Pal Road, on the South-West by S.S.W.S. Channel and on the South East by Railway line Jodhpur to Luni.

3. PALI

- (i) Principal Medical and Health Officer, Jodhpur .. Chairman.
- (ii) Surgeon, Mahatma Gandhi Hospital, Jodhpur .. Member.
- (iii) A specialist pertaining to the branch to which the case falls.

This member is to be co-opted
by the Chairman Member

The jurisdiction of the Board will extend to the Pali Municipal area.

4. BIKANER.

- (i) Principal Medical and Health Officer, Bikaner Chairman.
- (ii) Physician Member
- (iii) A specialist pertaining to the branch to which the case falls.
This member will be co-opted
by the Chairman Member

The jurisdiction of the Board will extend to the Bikaner Municipal area.

5. UDAIPUR.

For the insured persons allotted to Bhilwara dispensary.

- (i) Principal Medical and Health Officer, Udaipur Chairman.
- (ii) Surgeon Member.
- (iii) A specialist pertaining to the branch to which the case falls.
This member is to be co-opted
by the Chairman Member

The jurisdiction of the Board will extend to Bhilwara Municipal area.

6. KOTAH

For the insured persons allotted to Lakheri Factory Hospital.

- (i) Principal Medical and Health Officer, Kotah Chairman.
- (ii) Physician Member.
- (iii) A specialist pertaining to the branch to which the case falls.
This member is to be co-opted
by the Chairman Member

The jurisdiction of the Board will extend to Lakheri Cement Factory premises.

*Published in Raj. Raj-patra Dated October 17, 1957 part I (b) at page 637 :
(Supply and Labour)*

ADDENDUM

Jaipur, September 25, 1957

No. F. 17 (1)/Lab/54-11.—In this Department Notification No. F. 17 (1)/Lab/54, dated the 16th February, 1957 regarding Constitution of Medical Board under the Employees State Insurance Regulations, 1950 following may be added as para 7. —

"7. The fee payable to the Medical Board examining Insureds claiming disability benefit is fixed Rs. 16/- per case.

By Order of the Governor,
A. K. ROY,
Secretary of the Government.

Employees' State Insurance (General) Regulations Central, 1950.

Published in Raj. Raj-patra part 1 (b) dated August 4, 1960 at page 254-255

Jaipur, June 7, 1960.

No.F. 7(6)/Ind.(C)/59.—In pursuance of Regulation 75 of the Employees' State Insurance (General) Regulations, 1950, and in consultation with the Employees' State Insurance Corporation, the State Government hereby constitutes for the purposes of the said Regulations, Medical Boards at Shri Ganganagar and Dholpur consisting of the persons, having the jurisdiction and with the procedure as detailed below:—

Shri Ganganagar

(With jurisdiction within the municipal limits of Shriganganagar)

- | | |
|---------------------------------------------------------------------------------|-----------|
| (1) District Medical & Health Officer: | Chairman. |
| (2) Civil Assistant Surgeon Class I : | Member. |
| (3) Senior Most Civil Assistant Surgeon
Class II | Member. |

Dholpur

(jurisdiction within the limits of revenue villages (i) Moja Fatehabad (ii) Moja Malipur and (iii) Moja Mahabatnagar of Tehsil Dholpur of District Bharatpur.

- | | |
|---------------------------------------------------------------------------------|-----------|
| (1) Chief Medical Officer | Chairman. |
| (2) Civil Assistant Surgeon Class I | Member. |
| (3) Senior Most Civil Assistant Surgeon
Class II | Member. |

In case of an insured person, who is a woman, a Senior Lady Doctor may be co-opted in place of one of the members.

The District Medical & Health Officer, Sri Ganganagar and the Chief Medical Officer, Dholpur, may authorise any other member of the respective board to act as Chairman in his absence.

The fee payable to the Medical Board examining the insured person will be Rs. 16/- only per case which will be divided equally among the Doctors attending the Board. One-third of the fee should be deposited by the Doctors to the General Revenue of the State in accordance with Rule 47 of Rajasthan Service Rules under the head "XXVII Medical (j) Miscellaneous-Employees' State Insurance Receipts.

By Order of the Governor,
R. K. CHATURVEDY,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated November 17, 1960 at page 490-491

Labour Department
NOTIFICATIONS

Jaipur, September 23, 1960.

No. F. 8 (7)/Lab./57.—Under regulation 75 of the Employees' State Insurance (General) Regulation 1959, the State Government in consultation with the Corporation, hereby amends this Government Notification No. F. 17 (1)/Lab/54, dated 16th February, 1957, in the following manner, namely:—

AMENDMENTS

For the existing entry No. 1 regarding Jaipur, the following shall be substituted:—

- | | |
|-----------------------------------------------------------------------|-----------|
| 1. Junior Specialist Surgeon. | Chairman. |
| 2. Junior Specialist Physician. | Member. |
| 3. C.A.S. Class I pertaining to the branch to which the case falls in | Member. |

The jurisdiction of the Board will extend to the Jaipur Municipal area revenue villages of Jatwara and Bid Jaishan in Jaipur Tehsil and Jaipur District and will further, extended to the Cement Factory of the Jaipur Udyog Ltd., Sawai Madhopur, also as notified under Government Order No. F. 17 (1) Lab/54-II, dated 28th October, 1958.

For the existing entry No. 2, regarding Jodhpur, the following shall be substituted:—

- | | |
|------------------------------------------------------------------------|-----------|
| 1. Junior Specialist Surgeon. | Chairman. |
| 2. Junior Specialist Physician. | Member. |
| 3. C.A.S. Class I pertaining to the branch to which the case falls in. | Member. |

The jurisdiction of the Board will extend to the Jodhpur Municipal area and Masooria Industrial area bounded on the North-East by Railway line to Soorsagar on the North-West by Pal Road, on the South-West by S.S.W.S. Channel and on the South-East by Railway line Jodhpur to Luni.

For the existing entry No. 4 regarding Bikaner the following shall be substituted:—

- | | |
|------------------------------------------------------------------------|-----------|
| 1. Junior Specialist Surgeon. | Chairman. |
| 2. C.A.S. Class I Surgical side. | Member. |
| 3. C.A.S. Class I pertaining to the branch to which the case falls in. | Member. |

The jurisdiction of the Board will extend to Bikaner Municipal area.

For the existing entry No. 6 regarding Kotah, the following shall be substituted:—

- | | |
|------------------------------------------------------------------------|-----------|
| 1. Junior Specialist Physician. | Chairman. |
| 2. C.A.S. Class I Surgical side. | Member. |
| 3. C.A.S. Class I pertaining to the branch to which the case falls in. | Member. |

Notifications under

Employees State Insurance (General) Regulations 1950

Jaipur, July 18, 1961.

No. F. 2 (4) (1)/Lab./60.—In pursuance of Regulation 75 of the Employees' State Insurance General Regulation, 1950, the State Government in consultation with the Employees' State Insurance Corporation hereby constitute Medical Boards at Udaipur and Bharatpur, consisting of the following:—

UDAIPUR:

- | | | | |
|------------------------------------------------------------------------|------|------|-----------|
| (1) Senior Specialist (Surgeon) | .... | .... | Chairman. |
| (2) Senior Specialist (Physician) | .... | .... | Member. |
| (3) CAS Class I pertaining to the branch
to which the case falls in | | | Member. |

BHARATPUR.

- | | | | |
|---------------------------------------------------------------------------------------------------------------------------|------|------|-----------|
| (1) Junior Specialist (Surgeon) | .... | .... | Chairman. |
| (2) CAS Class I (Physician) | .... | .... | Member. |
| (3) CAS Class I pertaining to the branch to which
the case falls in and further the State
Government directs that:— | | | Member. |
- (a) in case of an insured person, who is a woman, a Senior Lady Doctor may be co-opted in place of one of the members.
- (b) the Senior Specialist (Surgeon), Udaipur and Junior Specialist (Surgeon), Bharatpur may authorise any other member of respective Board to act as Chairman in his absence;
- (c) the jurisdiction of the Boards at Udaipur and Bharatpur shall be as under:—

UDAIPUR:

the area within the municipal limits of Udaipur City and the revenue village of Purohiton-ki-Mandi in Tehsil Girwa District, Udaipur.

BHARATPUR:

the area within the municipal limits and Kaswa Bharatpur in Bharatpur Tehsil, District Bharatpur;

- (d) the fee payable to the Medical Board examining the insured persons will be Rs. 16/—only per case, which will be divided equally among the doctors attending the Board. The payment of the bill will be arranged by the Regional Director, E.S.I. Corporation, Jaipur. One third of the fee should be deposited by the doctors to the General Revenue of the State in accordance with rule 44 of R. S. R. under head "XXVII Medical (J)-Miscellaneous-Employees' State Insurance Receipts".

Rules and Notifications under

EMPLOYMENT OF CHILDREN ACT, 1938 (CENTRAL
No. 26 OF 1938)

Rajasthan Employment of Children Rules, 1959.

Industries 'C' Department

(Labour Section)

NOTIFICATION

Jaipur, January 7, 1959.

No. F. 1 (27)/Lab./57.—In exercise of the powers conferred by section 7 of the Employment of Children Act, 1938 (XXVI of 1938) the Government of Rajasthan is pleased to make the following rules, the same having been previously published as required by sub-section (1) of said section, namely:—

1. *Short title*.—(1) These rules may be called the Rajasthan Employment of Children Rules, 1959.

2. They shall apply to the workshops wherein any processes set forth in the schedule annexed to the Act are ordinarily carried on.

Notes.

Sub-section (1) of section 7 of the Employment of Children Act (XXVI of 1938) authorises the State Government to make rules for carrying into effect the provisions of the Act. In particular and without the prejudice to the generality of this power, such rules are required to:—

(a) regulate the procedure of inspectors appointed under section 6;

(b) make provision for the grant of certificates of age in respect of young persons in employment or seeking employment, the medical authorities which may issue such certificates, the form of such certificate, the charges which may be made therefor, and the manner in which such certificates may be issued;

Provided that no charge shall be made for the issue of any such certificate if the application is accompanied by evidence of age deemed satisfactory by the authority concerned.

These rules are meant to provide specifically for the above two matters.

2. In these rules, unless the context otherwise requires—

(a) "the Act" means the Employment of Children Act, 1938 (XXVI of 1938), and

(b) "Government" means the Government of Rajasthan.

3. Any officer in the Labour Department, Rajasthan not below the rank of an inspector may enter any workshop wherein persons are employed in any of the processes set forth in the schedule annexed to the Act, or any premises which he may suspect to be such a workshop and may take on spot or otherwise such evidence of any person and exercise such other powers of inspection as he may deem necessary for carrying out purposes of the Act.

4. Any Medical Practitioner registered under the Rajasthan Medical Act, 1952 (XIII of 1952) or under any Act of any legislature in India providing for the maintenance of a register of Medical Practitioners or any officer of the Public Health Department not below the rank of District Medical Officer may grant Certificate of

age in respect of young persons in employment or seeking employment in workshops wherein any of the processes set forth in the schedule annexed to the Act are carried.

5. A certificate of age granted under rule 4 shall be in the form appended in these rules.

Form of Certificate.

"Rule 5"

I hereby certify that I have personally examined Name _____

_____ son/daughter of _____ residing at _____ and
that he/she has completed his/her/fourteenth year.

Signature.

Signature _____

Thumb impression.

Designation _____

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

EMPLOYMENT OF CHILDREN ACT, 1938

Published in Raj. Raj-patra Dated May 23, 1957 part IV (c) at page 60 :

Jaipur, April 29, 1957.

No. F. 1 (12) Lab./57.—In exercise of the powers conferred by section 6 of the Employment of Children Act, 1938 (Central Act XXVI of 1938), the State Government hereby appoints the following Inspectors of Factories in virtue of their office, to be Inspectors for the purpose of securing compliance with the provisions of the aforesaid act for the areas mentioned against each, namely:—

Officers			Headquarters	Areas
1.	Inspector of Factories,	Jodhpur	Jodhpur	Jodhpur Division.
2.	" "	Jaipur	Jaipur	Ajmer Division excluding Ajmer District.
3.	" "	Bikaner	Bikaner	Bikaner Division.
4.	" "	Bhilwara	Bhilwara	Udaipur Division.
5.	" "	Kotah	Kotah	Kotah Division.
6.	" "	Ajmer	Beawar	Ajmer District.

This supersedes all previous notifications on the subject in force in any part of Rajasthan and shall have effect as from 1st November, 1956.

Published in Raj. Raj-patra Dated November 14, 1957 part IV (c) at page 629 :

LABOUR DEPARTMENT NOTIFICATIONS

Jaipur, October 31, 1957.

No. F. 1 (68) Lab./57.—In exercise of the powers conferred by section 6 of the Employment of Children Act, 1938 (Central Act XXVI of 1938) and in supersession of this department notification No. F. 15 (4) Lab./53 dated the 1st October, 1954 the Government of Rajasthan is hereby pleased to appoint the following Inspectors of Factories as Inspector under the said Act for the areas noted against each.

Head Quarter Jurisdiction

1.	Inspector of Factories,	Jodhpur	Jodhpur and Bikaner Divisions.
2.	Inspector of Factories,	Jaipur	Ajmer Division excluding Ajmer District.
3.	Inspector of Factories,	Bhilwara	Udaipur Division.
4.	Inspector of Factories,	Kotah	Kotah Division.
5.	Inspector of Factories,	Beawar.	Ajmer District.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

THE EMPLOYMENT OF CHILDREN ACT, 1938.

Published in Raj. Raj-patra part I (B) dated July 9, 1959 at page 206-207

Jaipur, June 3, 1959.

No. F. 3 (51)/Lab./59.—In exercise of the powers conferred by section 6 of the Employment of Children Act, 1938 (Central Act XXVI of 1938) and in supersession of this Department Notification No. F. 1 (68)/Lab/57, dated the 31st October, 1957, the Government of Rajasthan is pleased to appoint the following as Inspectors for purposes of the Act, for the local limits assigned against each:—

- | | |
|----------------------------------------------------------------|---------------------------------------|
| 1. Labour Commissioner, Rajasthan, Jaipur | Whole of Rajasthan. |
| 2. Chief Inspector of Factories & Boilers,
Rajasthan Jaipur | Whole of Rajasthan. |
| 3. Asstt. Labour Commissioner (Adm. &
Labour Laws) | Whole of Rajasthan. |
| 4. All Labour Officers | In their respective
jurisdictions. |
| 5. All Inspector of Factories & Boilers | " |
| 6. All Labour Inspectors | " |
| 7. All Minimum Wages Inspectors | " |

Provided that the notices under section 3-B of the said Act shall be sent by the occupiers to the following inspectors only in respect of the workshops situated within the areas of their respective jurisdiction as mentioned hereunder:—

	Headquarters	Jurisdiction
1. Inspector of Factories & Boilers	Jaipur.	Ajmer Division Excluding Ajmer District.
2. Inspector of Factories & Boilers	Jodhpur.	Jodhpur Division.
3. Inspector of Factories & Boilers	Bhilwara.	Udaipur Division.
4. Inspector of Factories & Boilers	Bikaner.	Bikaner Division.
5. Inspector of Factories & Boilers	Beawar.	Ajmer District
6. Inspector of Factories & Boilers	Kota.	Kota Division.

Rules and Notifications under

EMPLOYMENT EXCHANGES (COMPULSORY NOTIFICATION OF VACANCIES) ACT, 1959 (31 OF 1959)

Notifications under

**EMPLOYMENT EXCHANGES (COMPULSORY NOTIFICATION OF
VACANCIES) ACT, 1959.**

Published in Raj. Raj-patra part I (B) dated September 29, 1960 at page 314-315

Jaipur, July 28, 1960.

No. F. 2 (3)(3)/Ind. (C)/59.—In exercise of the powers conferred by sub-section (2) of section 4 of the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 (31 of 1959), the State Government hereby appoints 2nd August, 1960 as the date from which employers in every establishment in the private sector shall notify vacancies under the Act to the local Employment Exchanges, (as specified in this department notification No.F. 2 (2) (3)/Ind.(C)/59, dated the 28th July, 1960).

By Order of the Governor,
R. K. CHATURVEDY,
Secretary to the Government.

Published in Raj. Raj-patra part I (B) dated September 8, 1960 at page 285-286

Jaipur, July 30, 1960.

No. F. 2 (2) (3)/Ind. (C)/59.—In exercise of the powers conferred by sub-section (2) of section 5 of the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 (31 of 1959), the State Government hereby directs that 'quarterly returns' prescribed under Rule 6 of the Employment Exchanges (Compulsory Notification of Vacancies) Rules, 1960 shall be furnished by the employers to the local Employment Exchanges (specified in this Department Notification No. F. 2 (2) (3)/Ind. (C)/59, dated the 28th July, 1960) with effect from the quarter ending on 30th September, 1960.

Jaipur, July 30, 1960.

No. F. 2 (3) (3)/Ind. (C)/59.—In exercise of the powers conferred by sub-section (2) of section 4 of the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 (31 of 1959), the State Government hereby appoints 2nd August, 1960 as the date from which employers in every establishment in the private sector shall notify vacancies under the Act to the local Employment Exchanges, (as specified in this Department Notification No. F. 2 (2) (3)/Ind. (C)/59, dated the 28th July, 1960).

By Order of the Governor,
R. K. CHATURVEDY,
Secretary to the Government.

Notifications under

Employment Exchange (Compulsory Notifications of Vacancies) Act, 1959.

Published in Raj. Raj-patra part IV (c) dated February 2, 1961 at page 621 :

Labour Department

CIRCULAR

Jaipur, December 20, 1960.

*Subject:—*The enforcement of Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 in Rajasthan.

No.F. 2(2)(3)/Ind (C)/59.—A reference is invited to section 4 (1) of the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 according to which “after the commencement of this Act, in any State thereof, the employer in every establishment in public sector in that State or area shall, before filling up any vacancy in any employment in that establishment, notify that vacancy to such Employment Exchanges as may be prescribed”. The Act has since come into force in Rajasthan and the jurisdiction of the various Employment Exchanges to which vacancies have to be notified under the provisions of the said Act, has also been prescribed *vide* this department notification No. F. 2 (2) (3)/Ind. (C)/59, dated the 28th July, 1960, published in the Rajasthan Gazette Part I (B) dated the 29th September, 1960.

In this connection it is clarified that the exemption given to notification of certain types of vacancies under section 3 (1) of the Act, applies in practice only to establishment in the Private sector and not to those in the Public sector. The administrative instructions issued by the State Government from time to time regarding the filling up of all vacancies in State Government. Departments through the Employment Exchanges will, however, continue to be operative and will not be superseded by the enforcement of the above Act.

Published in Raj Raj-patra part IV (c) nated March 1, 1962 at page 650 :

Labour Department

NOTIFICATION

Jaipur December 28, 1961.

No. F. 8 (84)Lab./61.—In exercise of the powers conferred by sub-section (2) of section 5, of the Employment Exchanges (Compulsory Notification of C Vacancies) Act, 1959 (31 of 1959) the

State Government hereby directs that "Biennial returns" in Form II prescribed under Rule 6 of the Employment Exchanges (Compulsory Notification of Vacancies) Rules, 1960 shall be furnished by the Employers in the Private Sector to the Local Employment Exchanges as Specified in this Department Notification No. F. 2 (2) (3)/Ind. (C)/59 datdd the 28th July, 1960 with effect from 30th September, 1961.

By Order of the Governor,
D. GOSWAMI,
Dy. Secretary to the Government.

Notifications under

EMPLOYMENT EXCHANGES (COMPULSORY NOTIFICATION OF VACANCIES) RULES, 1960.

Published in Raj. Rj-patra part 1 (b) dated September 29, 1960 at page 314

Labour Department

NOTIFICATIONS

Jaipur, July 28, 1960.

No. F. 2 (2) (3)/Ind. (C)/59.—In pursuance of the provisions of clause 5 of Rule 2 of the Employment Exchanges (Compulsory Notification of Vacancies) Rules, 1960 (published in the Gazette of India Extra-ordinary, Part 2, dated 26th April, 1960), the State Government hereby notifies the following Employment Exchanges as the Local Employment Exchanges with jurisdiction over the area specified against eachnamely:—

Employment Exchange	Area of Jurisdiction.
1. Sub-Regional Employment Exchange, Ajmer.	Ajmer District.
2. District Employment Exchange, Alwar.	Alwar District.
3. District Employment Exchange, Banswara.	Banswara District.
4. District Employment Exchange, Bharatpur.	Bharatpur District.
5. District Employment Exchange, Bhilwara.	Bhilwara District.
6. Sub-Regional Employment Exchange, Jaipur.	Jaipur & Sikar Districts.
7. District Employment Exchange, Jodhpur.	Jodhpur, Jalore, Barmer & Jaisalmer Districts.
8. District Employment Exchange, Jhunjhunu.	Jhunjhunu District.
9. District Employment Exchange, Kota.	Kota, Bundi & Jhalawar Districts.
10. District Employment Exchange, Nagore.	Nagore Districts.
11. District Employment Exchange, Pali.	Pali District.
12. District Employment Exchange, Sawai-Madhopur.	Sawai-Madhopur District.
13. District Employment Exchange, Sirohi.	Sirohi District.

- | | |
|-----------------------------------------------------|-------------------------------------------|
| 14. District Employment Exchange,
Sriganganagar. | Sriganganagar District |
| 15. District Employment Exchange,
Tonk. | Tonk District. |
| 16. District Employment Exchange,
Udaipur | Udaipur, Chittor &
Dungarpur District. |
| 17. District Employment Exchange,
Bikaner. | Bikaner & Churu
District. |

Jaipur, July 28, 1960.

No. F. 2 (2) (3)/Ind. (C)/53.—In exercise of the powers conferred by sub-section (2) of section 5, of the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 (31 of 1959), the State Government hereby directs that 'quarterly returns' prescribed under Rule 6 of the Employment Exchanges (Compulsory Notification of Vacancies) Rules, 1960 shall be furnished by the employers to the local Employment Exchanges (specified in this department Notification No. F. 2 (2) (3)/Ind.(C)/59, dated the 28th July, 1960) with effect from the quarter ending on 30th September, 1960.

Published in Raj Raj-patra part I (b) dated September 8, 1960 at page 285

Labour Department

NOTIFICATION

Jaipur, July 28, 1960.

No. F. 2 (2) (3)/Ind. (C)/59.—In pursuance of the provisions of clause 5 of Rule 2 of the Employment Exchanges (Compulsory Notification of Vacancies) Rules, 1960 (published in the Gazette of India Extraordinary, Part 2, dated 26th April, 1960), the State Government hereby notifies the following Employment Exchanges as the Local Employment Exchanges with jurisdiction over the area specified against each namely:—

S.No.	Employment Exchange.	Area of Jurisdiction.
1.	Sub Regional Employment Exchange, Ajmer.	Ajmer District.
2.	District Employment Exchange, Alwar.	Alwar District.
3.	District Employment Exchange, Banswara.	Banswara District.
4.	District Employment Exchange, Bharatpur.	Bharatpur District.
5.	District Employment Exchange, Bhilwara.	Bhilwara District.
6.	Sub-Regional Employment Exchange, Jaipur.	Jaipur & Sikar Districts.

- | | |
|------------------------------------------------------|---------------------------------------------------|
| 7. District Employment Exchange,
Jodhpur. | Jodhpur, Jalore, Barmer
& Jaisalmer Districts. |
| 8. District Employment Exchange,
Jhunjhunu. | Jhunjhunu District. |
| 9. District Employment Exchange,
Kota. | Kota, Bundi & Jhalawar
District. |
| 10. District Employment Exchange,
Nagore. | Nagore District. |
| 11. District Employment Exchange,
Pali. | Pali District. |
| 12. District Employment Exchange,
Sawai-Madhopur. | Sawai-Madhopur
District. |
| 13. District Employment Exchange,
Sirohi. | Sirohi District. |
| 14. District Employment Exchange,
Sriganganagar. | Sriganganagar District. |
| 15. District Employment Exchange,
Tonk. | Tonk District. |
| 16. District Employment Exchange,
Udaipur. | Udaipur District. |
| 17. District Employment Exchange.
Bikaner. | Bikaner & Churu
Districts. |

Rules and Notifications under

ENTERTAINMENTS TAX ACT, 1957 THE RAJASTHAN
(24 OF 1957)

Rajasthan Entertainments Tax Rules, 1957.

Notes

Section 18 of the Rajasthan Entertainment Tax Act, 1957 confers the State Government with the rule making power for securing the payment of the tax and for carrying out the purposes of the Act. This section reads as under :—

(1) The State Government may make rules, consistent with this Act, for securing the payment of the entertainments tax and generally for carrying out the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, the State Government may make rules—

(a) for the supply and use of stamps or stamped or embossed tickets or for the stamping or embossing of tickets sent to be stamped or embossed or for securing the defacement of stamps when used;

(b) for the use of tickets covering the admission of more than one person and the calculation of the tax thereon and for the payment of the tax on the transfer from one part of a place of entertainment to another and on payment for seats or other accommodation;

(c) for controlling the use of mechanical contrivances for payment for admission to an entertainment (including the prevention of the use of the same mechanical contrivance for payment of a different amount) and for securing proper records of such payments;

(d) for the checking of admission, the keeping of accounts and the furnishing of returns by the proprietors of entertainments in respect of which the entertainments tax is payable;

(e) for the renewal of damaged or spoiled stamps and for the procedure to be followed on applications for refund under this Act or under the rules made thereunder;

(f) for the keeping of accounts of all stamps used under this Act;

(g) for the presentation and disposal of applications for exemption from payment of the entertainments tax or for the refund thereof;

(h) for the collection of the entertainments tax under this Act and the powers to be exercised by the officers of the State Government in that behalf;

(i) for laying down the number and class of persons who may be admitted to an entertainment without payment for admission or at concession rates and the conditions subject to which they may be so admitted;

(j) for authorising any local authority under section 19 to collect the entertainments tax on behalf of the State Government in the area within the jurisdiction of the local authority or any part of such area, for the payment of commission to the local authority for making the collection and for the powers to be exercised by the officers of the local authority in connection with such collection;

(k) for the issue of passes by proprietors of entertainments for the admission of officers who have to perform any duty in connection therewith or any other duty imposed upon them by law;

(l) for any matter which, under any provision of this Act, may be, or is required to be, prescribed; and

(m) for any other matter for which there is no provision or no sufficient provision in this Act and for which provision is, in the opinion of the State Government, necessary for giving effect to the provision and purposes of this Act.

These rules have been first published in Rajasthan Raj-patra dated March 27, 1958 in part IV [c] at page 1105 :.

(3) In making any rules under this section the State Government may direct that any person committing a breach thereof shall, on conviction before a Magistrate be punishable with fine which may extend to five hundred rupees.

(4) The power to make rules conferred by this section shall, except on the first occasion of the exercise thereof, be subject to the condition of the rules being made after previous publication for a period of not less than one month.

(5) All rules made under this section shall be published in the official Gazette and on such publication shall have effect as if enacted in this Act.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Jaipur, February 6, 1958.

No. F. 7 (3)/E&T/57.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government is pleased to make the following rules, namely:—

Rules.

1. *Short title.*—These rules shall be called the Rajasthan Entertainments Tax Rules, 1957.

2. *Definitions.*—In these rules—

(i) 'Act' means the Rajasthan Entertainments Tax Act, 1957.

(ii) 'Form' means a form appended to these rules.

(iii) 'Prescribed Officer' means the person or authority to whom any powers are delegated under section 19 of the Act.

Notes

Section 19 of the Act authorises the State Government to delegate all or any of its powers under the Act to any person, officer or authority.

(iv) 'Section' means a section of the Act.

PAYMENT OF TAX BY STAMPS

3. *Purchase of stamps.*—No person shall purchase any stamp required for the purposes of the Act except from a Treasury Officer: Provided that—

(i) nothing in this rule shall apply to any person purchasing such a stamp affixed to a ticket for the purpose of admission to an entertainment:—

(ii) when the proprietorship of an entertainment changes hands, it shall be lawful for the new proprietor, after giving due notice to the prescribed officer to purchase from the former proprietor the stock of unused stamps in the latter's possession.

4. *Issue of stamps.*—No stamp issued for the purposes of the Act shall be issued to any person by or on behalf of the proprietor of any entertainment otherwise than securely affixed to a ticket issued for the purpose of authorising admission to an entertainment.

5. *Price of admission shown on and stamp affixed to ticket.*—Except as provided in rules 16 and 23 every taxable ticket issued on payment for admission to an entertainment shall be clearly marked

with the price of admission, excluding the tax payable under the Act, and shall also have securely affixed to it a stamp of the value of the tax payable upon the said price of admission.

6. *Plural tickets.*—(a) Every taxable ticket issued for the purpose of admitting more than one person to an entertainment shall have clearly shown thereon the number of persons to be admitted and shall have affixed to it a stamp or stamps equal in value to the total tax that would have been payable on tickets for admitting each such person separately.

(b) The stamp or stamps to be affixed to a ticket entitling the purchaser to the exclusive use of a box or similar accommodation shall be of the value of the tax that would be payable upon a ticket of the same price admitting one person to the entertainment.

7. *Transfer of seat.*—When the purchaser of any ticket admitting him to one part of an entertainment wishes to transfer to another part of the entertainment for which the price of admission is higher and taxable, the proprietor shall issue him a second ticket stamped with a stamp of the value of the difference between the tax leviable on the second ticket and that leviable on the first. The purchaser shall retain the portion of the first ticket returned to him under rule 9.

8. *Season tickets.*—Every season ticket, or ticket available for more than one entertainment, shall have marked thereon the name of the purchaser and the period for which it is available and the stamp to be affixed to such ticket shall be of value of the tax that would be payable upon all the entertainments permitted under such ticket without any concession.

9. *Defacement and destruction of stamps.*—On admission of the purchaser the proprietor shall cause every ticket, not being a season ticket or ticket available for more than one entertainment issued for admission to the entertainment to be collected and the stamp to be defaced by tearing the ticket into two portions across the stamp and one portion to be returned to the purchaser. The purchaser shall retain his portion until he has left the place of entertainment. The other portion shall be retained by the proprietor until 3 p. m. of the day following the entertainment and shall then be destroyed.

10. *Torn etc. stamps.*—No ticket bearing a stamp that has been torn, defaced or otherwise marked or mutilated shall be issued by the proprietor of an entertainment.

11. *Maintenance of Registers.*—Every proprietor of an entertainment shall keep separate registers in Forms A, B, C and D showing the number of stamps purchased and issued by him and the names of persons admitted to an entertainment free of tax, under rule 25 of these Rules [and shall supply extracts thereof to the Commissioner, Excise and Taxation to such manner as may be prescribed by him.]

Notes.

Words appearing in brackets at the end of rule 11 have been newly added vide Notification No. F. 7 (13) ET/59 dated September 1, 1960, published in Rajasthan Raj-patra, part iv (c) dated September 15, 1960.

12. *Refund of value of unused stamps.*—The proprietor of an entertainment at any time may make an application in writing for the refund of the value of any unused stamps in his possession to the Assistant Commissioner, Excise and Taxation [or the Sales Tax Officer] if their value does not exceed Rs. 250/- and to the Deputy Commissioner, Excise and Taxation in other cases who shall direct the Treasury Officer to make a refund after a deduction of 10 nP. in a rupee or a portion thereof upon the return of such stamps.

13. *Renewal of damaged or spoiled stamps*—When any stamps purchased for use under the Act have been damaged or spoiled, the purchaser may apply in writing to the Assistant Commissioner of Excise and Taxation [or the Sales Tax Officer] if their value does not exceed Rs. 250/- and to the Deputy Commissioner, Excise and Taxation in other cases who on being satisfied that they have not been wilfully damaged or spoiled, may direct the Treasury Officer to give in lieu thereof—

- (a) other stamps of the same denomination and value, or
- (b) stamps of any other denomination to the same value.

Notes.

The Words "or the Sales Tax Officer" appearing within brackets in the rules 12 and 13 have been inserted through amending Notification (Excise and Taxation Department) No. F. 7 (3) E. T./57 dated November 5, 1958 published in Rajasthan Raj-patra, part IV (c) dated 27/11/58.

14. *Application for refund.*—An Application for refund under rule (12) or for renewal under rule (13) shall be chargeable with a court fee of [10 nP.]

Notes.

Figures "10 nP." appearing rules 12 and 14 have been substituted for the previous words "one anna" appearing in rules 12 and 14 vide Excise and Taxation Department Notification No. F. 7 (3) ET/57 dated December 3, 1959, published in Rajasthan Raj-patra, part iv (c) dated January 21, 1960.

PAYMENT OF TAX OTHERWISE THAN BY STAMPS.

Notes.

The general rule for payment of tax is through stamps as provided in sub-section (1) of Section 6 of the Act. Sub-Section (3) of Section 6, however, authorises the State Government to permit payment of tax otherwise than stamps. Sub-Section reads as under—

(3) Notwithstanding anything contained in sub-sections (1) and (2), the State Government may, on the application of the proprietor of any entertainment in respect of which the entertainment tax is payable under this Act, allow such proprietor, on such conditions as may be prescribed,—

(a) to compound the tax payable in respect of such entertainment for a fixed sum, or

(b) to pay the amount of the tax due—

(i) by a consolidated payment of such percentage of the gross sum received by the proprietor or on account of payments of admission to the entertainment and on account of the tax as the State Government may fix, or

(ii) in accordance with returns of the payment for admission to the entertainment and on account of the tax, or

(iii) in accordance with the results recorded by any mechanical contrivance which automatically registers the number of persons admitted.

15. *Security.*—Every proprietor allowed to avail himself of the provisions of section 6 (3) (b) (i) of the Act shall furnish such security to the prescribed officer as that officer may require.

16. *Unstamped tickets issued under the provisions of section 6 (3) (b) (i).*—Every ticket issued by a proprietor, who has been permitted to avail himself of the provisions of section 6 (3) (b) (i) shall have shown upon it the price of admission (or if no price or a reduced price of admission is charged the usual price of admission to the class to which the holder is entitled), the amount or tax and the total payable provided that the prescribed officer may exempt any proprietor upon such conditions and for such period as he thinks fit.

17. *Return required under Section 6 (3) (b) (ii).*—Every proprietor making consolidated payment under section 6 (3) (b) (i) or making payment in accordance with return of the payments for admission under section 6 (3) (b) (ii) shall, within such time as may be required by the prescribed officer, submit to the said officer a return in Form E and F respectively, showing the number of tickets issued at each rate, the gross amount received from the sale of tickets and the amount of tax collected. He shall, if so required by the prescribed officer, also submitted to such officer, within such time as may be required by him, a return in Form G showing the price of a programme or synopsis including tax, the number of programmes or synopsis issued, the gross amount received from the sale thereof and the amount of tax collected.

18. *Return required under section 6 (3) (b) (iii).*—When a proprietor is permitted to avail himself of the provisions of section 6 (3) (b) (iii) he shall submit to the prescribed officer within ten days of the entertainment a return in Form H showing the number of persons admitted by the mechanical contrivance, the gross amount including tax paid for admission by such persons and the amount of tax collected from them.

19. *Admission by mechanical contrivance, notice.*—No person shall in any circumstances be admitted by any mechanical contrivance save on payment of the price of admission, inclusive of tax. Such price inclusive of tax shall be shown in a conspicuous position on or near the mechanical contrivance; and the fact that the price is inclusive of tax shall also be stated clearly.

20. *Payments under section 6 (2).*—All payments made in accordance with the provisions of sub-section (2) of section 6 of the Act shall be made to the prescribed officer within ten days of the entertainment at such time and place and in such manner as he shall require.

21. *Payment of tax on programmes or synopsis.*—Where payment of a programme or synopsis is compulsory, the tax shall be levied on the total sum paid for admission to the entertainment including the sum paid for the programme or synopsis. Where payment for a programme or synopsis is voluntary; the tax shall be levied separately on the sum paid for admission and on the sum paid for the programme or synopsis.

Miscellaneous

22. (a) *Exemption under section 7.*—Any person claiming exemption, under sub-section (1) of section 7, from the payment of the entertainments tax shall present an application for such exemption to the prescribed officer ten days clear before the date of the entertainment.

Provided that the prescribed authority may entertain an application for exemption from such payment of entertainment tax up to the date preceding the date of the entertainment, where, in his opinion delay in presenting such an application could not have been avoided.

Notes

Present proviso to rule 22 (a) has been newly added vide Notification No. F. 7 (14) ET/59 dated January 18, 1960, published in Rajasthan Rajpatra, part iv (c) dated February 18, 1960.

(b) Refund under section 8.—Any person claiming a refund of the entertainments tax under section 8 shall present an application for such refund to such officer as may be authorised by the State Government in this behalf within 15 days from the date of the entertainment. An application for refund not presented within such period shall be rejected.

23. *Form of exemption under section 7.*—Where exemption is given under section 7, the officer exercising power under the said section shall issue to the proprietor a certificate in Form I, and the proprietor shall comply with the conditions therein stated.

Notes.

Section 7 of the Act provides for the circumstances under which exemption from tax can be claimed. Section 8 of the Act provides for the refunds in certain cases where exemption from tax could have been granted. The rules 22 and 23 provide for procedure for the purposes of these sections.

24. *Provision as to persons admitted without payment.*—Every proprietor to an entertainment admitting a person free of payment of a reduced sum shall issue to such person a ticket showing clearly thereon the full charge for admission to the class to which the person is admitted. The tax shall be paid on such ticket in the same manner as if it were a ticket issued on payment of the full charge and the person admitted shall for the purposes of these rules be deemed to be the purchaser of the ticket :

Provided that when a child not exceeding three years in age is admitted free of payment, he shall be exempt from the payment of the tax and when a child exceeding three years but not exceeding twelve years in age and *bonafide* student and defence personnel is admitted on payment of reduced sum, he shall pay the tax only on the sum actually paid by him for admission and be exempt for the rest and the sum actually paid by him shall be printed or written on the ticket issued to him.

25. *General exemptions.*—Proprietor shall issue passes for admission to the places of Entertainments to the officers not mentioned or authorised under this Act who have to perform any duty imposed upon them by any law.

26. Any person committing a breach of the above rules shall on conviction before a Magistrate be punishable with fine which may extend upto five hundred Rupees.

27. *Appellate Authority.*—The Deputy Commissioners (Appeals) Excise and Taxation, shall be the authority to hear appeals against the orders passed under sub-section (1) of section 11 of the Act.

Notes

Rule 27 has been newly added vide Excise and Taxation Department Notification No. F. 7 (2) E&T/62 dated June 29, 1962, Published in Rajasthan Rajpatra, part iv (c) dated July 12, 1962.

FORM A (See Rule 11)

Daily abstract Register of Stamps.

Name of Proprietor.....
 Name and place of entertainment.....
 Denomination of stamp.....

Date.	Opening balance.	Number purchased.	Total.	Numbers used on		
				Tickets	Compli- mentary passes.	Conces- sion tickets.
				a.	b.	c.
1	2	3	4	5		
Total of column 5 a, b & c.			Closing balance.	Remarks.		
	6		7	8		

FORM B

(See Rule 11)

Daily Detailed (Class-wise) Register of Stamps.

CLASS.....

Date.	Show	Admission rate.	No. of tickets issued.	No. of persons admitted on complimen- tary passes.	No. of concession tickets.
1	2	3	4	5	6
Totals of columns 4. 5 and 6		Number of persons admitted free of tax		Number of stamps used with denomination.	
7		8		a	b
				c	d
9					
Remarks.					
10					

FORM C

(See Rule 11)

Daily Complimentary Pass Register of Stamps.

Date.	Show.	Class.	Number of persons admitted free.	Number of stamps used with denomination.	Remarks.
			(a)	(b) (c) (d)	
1	2	3	4	5	6

FORM D

(See Rule 11)

Daily Register of Passes exempted from Entertainment Tax and issued under rule 25

Date.	Show.	Class.	Name of the person admitted.	Reason for which ad- mitted free of tax.	Remarks.
1	2	3	4	5	6
Signature of the Manager.					
	7				

(See Rule 17)

Statement of tickets issued when tax is payable under section 6 (3) (b) (I).

Name and place of entertainment:—

Date of performance:—

[illegible]

(4) Defence Personnel Tickets Box Balcony First Second Third

(5) Other exemptions
Box
Balcony
1st
2nd

FORM F
(See Rule 17)

Statement of tickets issued when tax is payable under section 6 (3) (b) (ii)

Name and place of entertainment:—

Name and place of entertainment:—

[illegible]

First
Second
Third

Comp. Tickets

Balcony
First
Second

Concession Tickets

1st to Balcony
Balcony to Box

Total

Defence Personnel Tickets

Balcony
First
Second

Other Exemptions

Box
Balcony
1st

Grand Total :—

FORM G

(See Rule 17)

Statement of programmes or synopsis issued when tax is payable
under section 6(3)

Name and place of entertainment Date of performance

Price of Pro- grammes or synopsis in- cluding tax	Number issued of programmes or synopsis subject to tax		Gross receipts Rs. nP.	Amount of tax collected Rs. nP.
	the purchases whereof is	Complusory Voluntary		

Remarks

FORM H

(See Rule 18)

Return of persons admitted by mechanical, contrivance.

Name and place of entertainment Date of performance.

Place of admi- ssion	No. of persons ad- mitted	Gross receipts Rs. nP.	Amount of tax collected		Remarks
			Rs. nP.	Rs. nP.	

FORM I

Form of certificate Prescribed under rule 23.

This is to certify that the entertainment specified below is authorised to be given Free of Entertainment Tax provided that the whole of the takings are devoted to Philanthropic or charitable purposes:

Description.

Date.

Place.

This certificate is issued on the following conditions:—

1. The whole of the takings of the entertainment without any deduction for expenses, however, must be paid over to.....

2. If the undersigned officer so requires, a full and true account of the whole takings, together with a written acknowledgment from the Society, Institution or Fund specified under (1) must be furnished to them by the persons responsible for the management of the entertainment, within one month after the date of entertainment and those persons will be liable for the payment of the proper tax if the undersigned officer is not satisfied that the whole of the takings, without any deduction for expenses, have in fact been paid over to Society, Institution or Fund referred to.

3. This certificate must not be used for any other entertainment than that specified above, and it must be exhibited in a prominent position at the public entrance to the place of entertainment at the time the public are admitted and during the entertainment. No correction or erasure of any kind must be made in certificate.

4. If the entertainment is not given on the date or at the place specified above the persons responsible for the management of the entertainment must give notice in writing to that effect within one week after the date fixed for holding it.

Signature

Designation

NOTE:—Failure to comply with any of the conditions set out in this certificate involves liability to penalty of Rs. 200/-.

By Order of the Governor,
G. S. PUROHIT,

Secretary to the Government.

Rajasthan Entertainments Tax Rulee, 1957

Finance (Revenue And Economic Affairs) Department

(Revenue Section)

NOTIFICATIONS

Jaipur, March 2, 1963.

No. F. 7 (5) F. D. (R & T) 63/1—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act 24 of 1957), as amended by the Rajasthan Finance Bill, 1963, read with the declaratory provision appended thereto, the State Government hereby makes the following amendments in the Rajasthan Entertainments Tax Rules 1957, and orders with reference to the proviso to sub-section (4) of the said section that previous publication of these amendments is dispensed with, as the State Government considers that the rules should be brought into force at once:—

AMENDMENTS

In the said rules:—

- (1) In rule 1, after the word "Entertainments", the words "and Advertisements" shall be inserted.
- (2) in clause (i) of rule 2, after the word "Entertainments", the words "and Advertisements" shall be inserted
- (3) after rule 21, the following rules shall be inserted, under a separate heading, namely.

Notification No. F. 7 (36) FD/RT/63.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957, the State Government hereby makes the following amendments in the Rajasthan Entertainments and Advertisements Tax Rules, 1957, and orders with reference to the proviso to sub-section (4) of the said section that previous publication of the amendments is dispensed with as the State Government considers that they should be brought into force with immediate effect, namely :—

AMENDMENTS

In the said Rule,—

- (1) After rule 2, the following new rule shall be inserted, namely :—
"2A. The prescribed authority for the purposes of sub-section (6) of section 4 shall be the Deputy Commissioner, Commercial Taxes."
- (2) In the proviso to sub rule (a) of rule 22, for the words "the prescribed authority," the words "the prescribed Officer" shall be substituted.

[Published in Rajasthan Gazette Extraordinary-Part IV (Ga)-Dt. 14-9-1964],

Notification No. F. 7 (36)/FD(RT)/63.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby makes the following amendments in the Rajasthan entertainments and Advertisements tax Rules, 1957, the same having been previously published in the Rajasthan Gazette Part IV, dated 19th March, 1964, namely:—

AMENDMENTS

In the said rules,—

1. After clause (iv) of Rule 2, the following new clause shall be added, namely:—

“(v) ‘Ticket’ means the ticket issued for admission to an entertainment”

2. After Rule 6, the following new rule shall be added, namely:—
“6-A. Form of Ticket.—

- (i) A complimentary ticket shall bear on the face of it the words ‘Complimentary ticket’.
- (ii) A ticket, unless it is complimentary ticket, shall indicate on the face of it the amount of payment for admission to an entertainment, excluding the tax payable under the Act.
- (iii) Each ticket shall have three foils, tickets shall be issued in two parts, and the counterfoils shall be preserved by the proprietor.
- (iv) (a) Every ticket shall be printed and serially numbered, which shall run from 1 to 1,00,000 and repeat in rotation. The serial numbers shall be printed on each ticket and at two places and on the counterfoil so that when a ticket is torn in two as required under Rule 9, the number appears distinctly on both the portions of the ticket.
- (b) All the tickets shall with their counterfoil be in bounded booklets containing multiples of not less than 100 tickets:

Provided that the Commissioner or any other person specially authorised by him in this behalf, may, subject to such condition as he may think proper to impose, exempt the Proprietor of an entertainment from this rule”.

[Published in Rajasthan Gazette-Part IV (Ga) dated 7-11- 64].

Finance (Revenue and Economic affairs)

Department

(Commercial Taxes Section)

Jaipur, January 25, 1965

Notification No. F. 7 (6) FD/RT/63.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainment and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby makes the following amendment in the Rajasthan Entertainments and

Advertisements Tax Rules, 1957, and orders with reference to the proviso to sub-section (4) of the said section that previous publication of the amendments is dispensed with as the State Government considers that they should be brought into force with immediate effect, namely:—

AMENDMENT

In the said Rules, in rule 2A for the expression “sub-section (6) of section 4”, the expression “Section 4, sub-section (6), and section” shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 25-1-65]

Finance (Rev. & Eco. Affairs) Department
(Commercial Taxes Section)
Jaipur, March 29, 1965.

Notification No. F. 7(36) FD/RT/63.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby makes the following amendment in the Rajasthan Entertainments and Advertisements Tax Rules 1957, and orders with reference to the proviso to sub-section (4) of the said section that previous publication of the amendment is dispensed with as the State Government considers that they should be brought into force with immediate effect, namely :—

AMENDMENT

In the said Rules, in rule 9, for the expression “until 3 p.m. of the day following the entertainment,” the expression “for 48 hours from the close of the entertainment” shall be substituted.

Pub. in Raj. Gaz. Ex. 4(Ga)—Dt. 29-3-65—Page 895]

Finance (Rev. & Eco. Affairs) Department
Commercial Taxes Section
Jaipur, June 10, 1966.

Notification No. F7 (36) FD (RT)/63.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), read with section 7, sub-sections (3) and (4) of section 10, section 10A and section 12 thereof, the State Government hereby makes the following rules further to amend the Rajasthan Entertainments and Advertisements Tax Rules, 1957, and orders with reference to the proviso to sub-section (4) of the said section that previous publication of these amendment is dispensed with as the State Government considers that they should be brought into force at once, namely :—

- (1) These rules may be called the Rajasthan Entertainments and Advertisements Tax (Amendment) Rules, 1966.
- (2) They shall come into force at once.

2. In the Rajasthan Entertainments and Advertisements Tax Rules, 1957, hereinafter referred to as the said rules, for rule 2A, the following rule shall be substituted, namely :—

“2A.—Prescribed authority for purposes of section 4(6), section 10(4), section 10A(2) and section 12,—

Prescribed authority for the purposes—

- (a) of section 4, sub-section (6), section 10 sub-section (4), section 10A, sub-section (2), and section 12, shall be the Deputy Commissioner of the Commercial Taxes (Administration);
- (b) of section 10 sub-section (3), shall be the Commercial Taxes Officer; and
- (c) of section 11, sub-section (3), shall be the Deputy Commissioner of Commercial Taxes (Appeals).”

3. In the said Rules,—

- (1) rule 15 shall be re-numbered as sub-rule (1) thereof and in sub-rule (1) as so re-numbered, the brackets and letters “(b)(i)” shall be deleted and at the end of this rule, for the punctuation mark “.”, the punctuation mark “:” shall be substituted, and to sub-rule (1) as so re-numbered, the following proviso shall be added, namely :—

“Provided that no security under this rule shall be furnished by the proprietor who has been allowed under section 6(3) (a) to compound the tax on payment of a fixed sum, if he has paid such fixed sum in advance.”

(2) In rule 15, after sub-rule (1) as so re-numbered, the following new sub-rule shall be added, namely :—

- “(2) If a proprietor fails to submit any returns as required by rule 17 or rule 18, on the due date or if the returns are found to be inaccurate or if the proprietor fails to make within 10 days of the entertainment, all payments required to be made in accordance with sub-section(3), of section 6, the prescribed officer may, after giving the proprietor a reasonable opportunity of being heard direct that the security shall be forfeited to the State Government; security shall also, in the event of default in payment of tax, be liable to adjustment towards the tax due, at any time without previous intimation.

Provided that nothing in this rule shall affect the liability of the proprietor for the payment of the full entertainment tax.

- (3) The proprietor may within 15 days of the date of the order of the prescribed Officer forfeiting his security under this rule, appeal to the Additional Commissioner, Commercial Taxes.

4. In the said Rules, in rule 22,—

- (1) In sub-rule (a), the expression "sub-section (i) of" shall be deleted, and (b) after the words "shall present an application," the words "in form 'H H' shall be inserted; and
- (2) in sub-rule (a) and the proviso thereto, after the words 'Prescribed Officer' wherever occurring, the words and commas "or the State Government, as the case may be", shall be inserted.

5. In the said Rules, for rule 23, the following rule shall be substituted, namely :—

"23 Form of exemption under sub-section(1)of section7.—(1) An exemption granted under sub-section (1) of section 7 of the Act shall be in the form of a certificate in Form I and II as the case may be, and the proprietor shall comply with the conditions specified therein.

(2) The certificate of exemption in Form I and II shall be displayed in a conspicuous place and shall be produced before the inspecting officer on demand.

6. In the said Rules, rule 27 shall be deleted.

7. In the said Rules, after Form H, the following form shall be inserted, namely :—

FORM HH

Form of Application for Exemption Under Section

7(1) and 7 (2)

(See Rule 22 (a))

To:

.....

.....

.....

1. (a) Name and address of the Proprietor* applying for exemption.
(b) In case application is on behalf of an Institution, or organisation or society, state whether it is registered under the Indian Societies Act and give particulars.
2. Date and time of entertainments.
3. Place of entertainment (Give full address)
4. Nature of entertainment (whether it is a film show, exhibition, drama, games or sports etc.).
5. Whether the participants in the entertainments are professional ?
6. Purpose for which the gross or the sale proceeds will be utilised.

Nature of exemption applied for with relevant provisions of the Act.

Rate of tickets for each class proposed to be issued.

Signature with full address.

Proprietor includes any person responsible for the time being in-charge of the management of the entertainment."

In the said rules, for Form 1, the following forms shall be substituted, namely :—

Form I

(See rule 23)

Certificate of Exemption From Entertainments/Additional Entertainments Tax

This is to certify that the entertainment specified below is permitted to be given free of entertainments/Additional entertainment tax provided that the entire gross proceeds of such an entertainment are devoted to philanthropic/religious/charitable purposes, as specified below :—

Description

Date and time

Place

purpose for which the gross proceeds are to be utilised;

The certificate is issued subject to the following conditions :—

- (1) The entire gross proceeds of the entertainment without any deduction for expenses must be paid over to—
- (2) A full and true account of the entire gross proceeds shall be furnished by the proprietor to the institution or the person specified in condition(1), and an acknowledgement from the institution or person to that effect shall be filed before the officer issuing the certificate without one month after the date of entertainment.
- (3) The Proprietor shall maintain proper accounts and shall submit to the officer issuing the certificate such returns as are required by him.
- (4) The proprietor will be liable for payment of the proper entertainments/additional entertainments tax if the officer issuing the certificate is not satisfied that the entire gross proceeds without any deduction for expenses have been paid over to the institution or person specified in condition (1).
- (5) This certificate must not be used for any entertainment other than that specified above and it must be exhibited in a prominent position at the public entrance to the place or entertainment at the time the public are admitted and during the entertainment. No correction or erasure of any kind may

be made in the certificate except under the initials of the officer issuing the certificate.

- (6) If the entertainment is not given on the date and at the time and place specified above, the proprietor must give information in writing to that effect to the officer issuing the certificate within three days before the date fixed for holding it.

Seal
Place
Date.

*Signature & designation of the
Officer issuing the certificate.*

FORM II

(See Rule 23)

Certificate of Exemption From Entertainment Tax

This is to certify that the entertainment specified below is -

- (a) of a wholly educational character;
- (b) provided for purposes which are wholly or partly educational/cultural/scientific by a society not conducted or established for profit;
- (c) provided by a society not conducted for profit and established solely for purpose of promoting the public health or the interest of the industry or agriculture or of a manufacturing industry, or of any branch thereof and falls within the scope of clause (d) of sub-section (1) of section 7 of the Rajasthan Entertainments and Advertisements Tax Act, 1957;

and is, therefore, exempted from the levy of entertainment/ additional entertainments tax.

(Strike out such of the above items as are not applicable).

Description:

Date and time:

Place

This certificate is issued subject to the following conditions:—

- (1) The proprietor should maintain complete accounts about the rates of admission to each class, total sale of tickets class-wise, total income and expenditure incurred in organising the entertainment.
- (2) This certificate is liable to cancellation, at any time if it is found that the conditions under which the exemption has been given are not fulfilled. In such case the entertainments/additional entertainments tax will be levied on the proceeds of any such entertainments which may have been held.
- (3) This certificate must not be used for any entertainment other than that specified above and it must be exhibited in a prominent position at the Public entrance to the place of entertainment, at the time the public are admitted and during the

entertainment. No correction or erasure of any kind may be made in the certificate except under the initials of the officer issuing the certificate.

- (4) If the entertainment is not given on the date and at the time and place specified above, the proprietor must inform in writing to that effect to the officer issuing the certificate within 3 days before the date fixed for holding it.

Seal
Place
Date

*Signature and designation of the
Officer issuing the certificate*

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 10-6-66-Page 113]

Finance (Revenue And Economic Affairs) Department

(Revenue Section)

NOTIFICATIONS

Jaipur, January 24, 1963.

No. F. 7. (8) E&T/60—In exercise of the powers conferred by section 6A of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act No. 24 of 1957), and in partial modification of this Department Notification of even number, dated the 10th December, 1962, the State Government hereby directs that the additional entertainments tax shall be levied, charged and paid at the following rates, namely:—

- | | |
|---------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|
| (a) For seats not exceeding 300 | Rs. 1/- per 100 seats or part thereof per show, exhibition or performance. |
| (b) For seats exceeding 300 | For the first 300 seats as above and Rs. 2/- per show, exhibition or performance for every additional 100 seats or parts thereof. |

subject to the condition that the maximum amount of tax shall not exceed:—

- (i) Rs. 10/- per show, exhibition or performance in all towns having a population above 1 lac;
- (ii) Rs. 6/- per show, exhibition or performance in all towns having a population exceeding 50,000 but not exceeding 1 lac;
- (iii) Rs. 3/- per show, exhibition or performance in all towns having a population exceeding 15,000 but not exceeding 50,000; and
- (iv) In all other places Rs. 2/- per show, exhibition or performance.

(Pub. in Rajasthan Raj-patra Ex. IV (c) Dt. January 24, 1963 at page 672.)

Notification No. F . 7 (5) F D/RT/63.—In exercise of the powers of conferred by section 4A of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), and in supersession of this Department Notification No. F. 7 (5) FD RT/63-II dated the 2nd March, 1963 the State Government does hereby fix the rates of tax on advertisements as under:—

1. *For slides:—*

- | | |
|----------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| (i) in all towns having a population exceeding 1 lakh persons | 12 nP. Per slide per show, subject to a maximum of Rs. 4/- per slide per month. |
| (ii) in all towns having a population exceeding 20,000 persons but not exceeding one lakh persons. | 9 nP. per slide per show, subject to a maximum of Rs. 2.50 nP. per slide per month. |
| (iii) in all other place not covered by (i) and (ii) above. | 3 nP. per slide per show subject to a maximum of Re.1/-per slide per month. |

2 *For films:—*

- | | |
|-------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------|
| (i) trailer of a film. | Re. 1/-per trailer per show. |
| (ii) films other than a trailer:— | “ |
| (a) in all towns having a population exceeding one lakh persons. | 2 nP. per ft. of the length of film per show subject to a maximum of Rs. 3/- per hundred ft. of the length of film or part thereof per week. |
| (b) in all towns having a population exceeding 50,000 but not exceeding 1,00,000 persons. | 1 nP. per ft. of the film per show subject to a maximum of Rs. 1.50nP, per hundred feet of the length of the film or part thereof per week. |
| (c) in all other places not covered by (i) and (ii) above. | 1 nP. per foot of the film per show subject to a maximum of Re. 1/-per hundred feet of the length of the film or part thereof per week. |

(*Rajasthan Gazette—Part IV (Ga)—dated 24-10-1963 Page-541*)

Notification No. F. 7 (5)/FD/RT/63—In exercise of the powers conferred by section 4A of the Rajasthan Entertainment and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957) the State Government hereby makes the following amendment in this Department Notification No. F. 7 (5) FD/RT/63, dated the 24th October, 1963, published in the Rajasthan Gazette Extraordinary Part IV-C dated the 24th October, 1963, namely:—

AMENDMENT

For clause (i) of item No. 2 of the said notification, the following clause shall be substituted, namely:—

- “(i) trailer of a film. Re. 0 50 nP. per trailer per show, subject to a maximum of Re. 1/- per trailer per day”.

(Finance (Revenue & Economic Affairs) Department (Revenue section)
Notification dated 7-2-1964 Published in Extraordinary Gazette dated 7-2-64).

Notification No. F. 7 (4) FD (RT)/64—In exercise of the powers conferred by sub-section (1) of section 19 of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby authorises all Assistant Commissioners, Excise and Taxation, in Rajasthan, to exercise the powers under sub-section (1) of section 7 of the said Act, within the areas of their respective jurisdictions, with immediate effect.

(Rajasthan Gazette-Extraordinary-Part IV (Ga) dated 21-2-1964).

FINANCE (REV. & ECO. AFFAIRS) DEPARTMENT
(commercial Taxes Section)

Jaipur, April, 1965

Notification No. F. 7 (2) FD/CT/64.—In exercise of the powers conferred by sub section (2) of section 7 of the Rajasthan Entertainments and advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government, being of the opinion that reasonable grounds exist for doing so in the public interest, hereby rescinds with immediate effect the Excise and Taxation Department Notification No. F. 7 (1) E&T/62. dated the 6th April, 1962, published in the Rajasthan Gazette, Part IV-C, dated 17-5-1962.

[Pub. in Raj. Gaz. 4 (Ga)—Dated 6.5.65—Page 105],

FINANCE (REV. & ECO. AFFAIRS) DEPARTMENT
(Commercial Taxes Section)

Jaipur, May 29, 1967

Notification No. F. 5 (56) FD (CT)/67—VIII.—In exercise of the powers conferred by sub-section (5) of section (4) of the Rajasthan Entertainments and Advertisements Tax Act, 1957 (Rajasthan Act 24 of 1957) the State Government hereby fixes the rate of entertainment tax as follows subject to the minimum of one paisa in any one case, the amount of tax being calculated to the nearest paisa:—

Payment for admission to an entertainment	Rate of tax
(i) Upto 50 Paisa	35%
(ii) More than 50 Paisa but not more than one rupee	50%
(iii) More than one rupee but not more than two rupees	
(iv) More than two rupees	60%
This shall have immediate effect.	70%

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 29-5-67—Page 174]

The Rajasthan Additional Entertainments Tax Rules, 1960.

Excise and Taxation Department
NOTIFICATION

Jaipur, September 24, 1960.

No. F. 7 (9) E&T/60.—In exercise of the powers conferred by section 18 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the State Government hereby makes the following rules, the same having been previously published in the Rajasthan Gazette, Part III (B), dated 12-4-1960.

1. *Short title*.—These rules may be called the Rajasthan Additional Entertainments Tax Rules, 1960.

Notes

Sub-section (1) of section 18 of the Rajasthan Entertainments Tax Act, 1957 authorises the State Government to make rules for securing the payment of the entertainments tax and for carrying out the provisions of the Act. The present rules have been framed on the authority of this enabling power.

2. *Definitions*.—In these rules:—

(i) 'Form' means a Form appended to these rules;

(ii) 'section' means a section of the Rajasthan Entertainments Tax Act, 1957.

3. *Declaration of seats*.—Every proprietor shall on the first day of April in each year submit to the officer authorised by the State Government in this behalf a declaration in Form 1 of the number of seats available in the entertainment provided by him:

Provided that—

(i) in case of any change in the number of seats within the financial year, he shall make a similar declaration, in Form 1, of such change and of the day from which it is effected within a month thereof;

(ii) in case of temporary entertainments, such declaration shall be submitted at any time before the commencement of such entertainment; and

(iii) in case of the financial year 1960-61 any such declaration may be submitted within a period of one month from the publication of these rules in the Official Gazette.

4. *Method of payment*.—Every proprietor shall deposit on every Monday the additional entertainments tax for the preceding week, through a Treasury Challan and when Monday happens to be a holiday, deposit the same on the next working day:

Provided that the first payment of the tax after the commencement of these Rules shall be made on Monday occurring immediately after the publication of these rules in the Official Gazette.

5. *Maintenance of accounts.*—Every proprietor shall maintain accounts in Form 2.

6. *Return.*—Every proprietor shall furnish a monthly return, in Form 2, to an officer authorised by the State Government in this behalf, along with the Treasury Challans within 10 days of the close of the month.

7. *Exemptions under section 7.*—Any proprietor claiming exemption, under sub-section (1) of section 7, from the payment of additional entertainments tax shall present an application for such exemption to the Officer authorised by the State Government in this behalf, ten days clear before the date of the entertainment:

Provided that such officer may entertain an application for exemption from such payment upto the day preceeding the day of the entertainment, where, in his opinion delay in presenting such an application, could not have been avoided.

Notes.

Sub-section (1) of section 7 of the Act authorises the State Government to exempt certain entertainments from payment of tax.

8. *Refund under section 8.*—Any proprietor claiming a refund of the additional entertainments tax under section 8 shall present an application for such refund to the Officer authorised by the State Government in this behalf, within 15 days from the date of the entertainment. An application for refund not presented within such period shall be rejected.

Notes.

Section 8 of the Act provides that:—Upon being satisfied that the whole of the net proceeds of an entertainment are devoted to philanthropic, religious or charitable purposes and that in calculating the net proceeds not more than twenty-five per cent of the gross proceeds have been deducted on account of the expenses of the entertainment, the State Government may repay to the proprietor the amount of the entertainments tax, if any, paid in respect of the entertainment.

9. *Penalty.*—Any person committing a breach of any of these rules shall, on conviction before a Magistrate, be punishable with fine which may extend up to five hundred rupees.

FORM 1

(Vide rule 3)

DECLARATION.

I/We (Proprietor/authorised person) do hereby declare that.... (name of the entertainment) situated at..... (Place) in Tehsil District has seating capacity for..... persons.

Signature.

(with status)

Place—————

Date—————

FORM 2

(Vide rule 5)

Register of Accounts for Additional Entertainments Tax for the Year _____
Return _____ Month _____

Name of the Entertainment Place.....TehsilDistrict.....

Number of seats.....

Month & Date	No. of performance.	Amount of tax due.	Amount deposited.	No. & date of challan	Remarks.
1	2	3	4	5	6
Total					

Notes:—(i) In the Register progressive total and signature of an authorised person at the close of the month should be recorded.

(ii) In Return—In Col. No. 1 name of the month and in cols. 2 to 4, monthly totals shall be shown.

In Col. 5, details each challan shall be given and it shall be signed by an authorised person.

(iii) Whenever the number of seats is changed it should be shown in Col. No. 6.

By Order of the Governor,

RAM SINGH,

Secretary to the Government.

Notifications under

The Rajasthan Entertainments Tax Rules, 1957

Published in Raj- Raj-patra part IV (c) at page, 2 :

Office of the Commissioner Excise and Taxation

Department, Rajasthan, Udaipur

Udaipur, May 15, 1961.

No. F. 11/E, Tax/61/K.—In exercise of the powers conferred under Rule 11 of the Rajasthan Entertainments Tax Rules, 1958, every proprietor of an entertainment shall furnish such information relating to Registers A. B. C. & D. and such Returns to the Assistant Commissioner/Sales Tax Officer concerned as may be required by them in the manner and for the period, required by them.

GULZARILAL,

Commissioner, Excise and Taxation

Department, Rajasthan, Udaipur.

Published in Raj, Raj-patra part IV (c) datd August 17, 1961 at page 231 :

Office of the Commissioner, Excise & Taxation

Department, Rajasthan, Udaipur

NOTIFICATION

Udaipur, July 31, 1961.

No. F. 9 (II) E. Tax/61/767.—In exercise of the powers conferred under Rule II of the Rajasthan Entertainments Tax Rules, 1957, as amended from time to time, the undersigned directs that every Proprietor of an entertainment shall submit to his Assistant Commissioner, Excise and Taxation/Sales Tax Officer, of the area, the return in the following form so as to reach the said officer within seven days of the close of the month:

Provided that return for the period from 1st April, 1960 to 31st July, 1961 shall be submitted to the aforesaid officers in the aforesaid form by 31st of August, 1961.

FORM E. T. I

(Monthly to be submitted within seven days of close of the month)

Month	No of shows during the month				Class	Rate	Tax
	Morning	Matinee	First	Second			
1	2(a)	2(b)	2(c)	2(d)	3(a)	3(b)	3(c)
					Box		
					Balcony		
					Ist		
					IIInd		
					IIIrd		
					Ladies		
No. of tickets issued			No. admitted on complimentary				
Opening No.	Closing No.	Total No.	passes				
			Opening No.	Closing No.	Total No.		
4(a)	4(b)	4(c)	5(a)	5(b)	5(c)		
No. of concession tickets issued			Number of persons admitted free of tax				
Opening No.	Closing No.	Total No.					
6(a)	6(b)	6(c)	7				
Number of stamps used with denomination			Total amount of stamps (of all denominations) used during the month.				
75	50	25	10	5	2	1	
N.p	Np.	Np.	Np.	Np.	Np.	Np.	
8(a)	8(b)	8(c)	8(d)	8(e)	8(f)	8(g)	10

This supercedes this office Notification No. F. II/ET/61/K dated 15th May, 1961, published in the Rajasthan Rajpatra Part IV (C) dated 6-7-1961.

NARAYAN CHAND,
Commissioner,
Excise and Taxation Department,
Rajasthan, Udaipur.

Notifications under

THE RAJASTHAN ENTERTAINMENTS TAX ACT, 1957

Published in Raj. Raj-patra Dated April 1, 1958 part IV (c) at page 1 to 2 :

EXCISE AND TAXATION DEPARTMENT

NOTIFICATIONS

Jaipur, April 1, 1958.

No. F. 7 (4) E&T/57/I.—In exercise of the powers conferred by sub-section (3) of section 1 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the State Government does hereby appoint the 1st April, 1958, as the date on which the provisions of the said Act other than sections 1, 3, 18 and 19, shall come into force.

Jaipur, April 1, 1958.

No. F. 7 (4) E&T/57/II.—In exercise of the powers conferred by sub-section (1) of section 4 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the Government of Rajasthan does hereby fix the rates of the entertainments tax as under:—

Cost of admission.	Rate of tax.
(a) Up to 50 Naye Paise	20%
(b) More than 50 Naye Paise but not more than three rupees.	25%
(c) More than three rupees.	30%

Jaipur, April 1, 1958.

No. F. 7 (4) E&T/57/III.—In exercise of the powers conferred by sub-section (1) of section 19 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the Government of Rajasthan does hereby delegate to the Commissioner, Excise and Taxation, Rajasthan, the powers conferred by sub-section (1) of section 7 thereof.

Jaipur, April 1, 1958.

No. F. 7 (4) E&T/57/IV.—In exercise of the powers conferred by section 13 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the Government of Rajasthan is pleased to authorise all officers of the Excise and Taxation Department not below the rank of an Inspector to exercise the powers mentioned in the said section.

Published in Raj. Raj-patra Dated July 17, 1958 part IV (c) at page 686:

EXCISE AND TAXATION DEPARTMENT

NOTIFICATIONS

Jaipur, June 26, 1958.

No. F. 7 (8) E&T/58.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957) the State Government being of the opinion that reasonable grounds exist for doing so in the public interest, hereby exempts from the payment of Entertainments Tax,

the foot-ball matches played by the Jodhpur Division Foot-ball Tournament, 1958-59 during the month of April, 1958.

Published in Raj. Raj-patra Dated November 27, 1958 part IV (c) at page 1190 :

Jaipur, November 8, 1958.

No. F.7 (23) E.&T/57.—In exercise of the powers conferred by sub-section 2 of section 7 of the Rajasthan Entertainments Tax Act, 1957, (Act No. 24 of 1957) the State Government, being of the opinion that reasonable grounds exist for doing so in the public interest hereby exempts from the levy of the entertainments tax the picture "TALAQ" produced by Anoopam Chitra, Bombay, throughout Rajasthan.

By Order of the Governor,
G. S. PUROHIT,
Secretary to Government.

Notifications under

RAJASTHAN ENTERTAINMENTS TAX ACT, 1957.

Published in Raj. Raj-patra part I (b) dated April 30, 1959 at page 53

Jaipur, April 3, 1959.

No. F. 7 (9) E & T/59.—In exercise of the powers conferred by sub-section (2) of the section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the opinion that reasonable grounds exist for doing so in the public interest hereby exempts from the levy of the entertainments tax the films recommended by the Children's Film Society, New Delhi and sponsored by the Film Division, Broadcasting, Bombay.

By Order of the Governor,
G. S. PUROHIT,
Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated July 9, 1959, at page 210

Jaipur, May 7, 1959.

No. F. 7 (4) ET/58.—In exercise of the powers conferred by section 6 (3) of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the Government of Rajasthan hereby prescribes the following conditions on which the Proprietors of entertainments at Divisional Head Quarters and Jaipur City may be allowed to pay the entertainments tax due in accordance with the returns of the payments for admission to the entertainments and on account of the tax namely:—

Conditions

1. The Proprietor shall deposit a reasonable security in cash in the Government Treasury equivalent to the average amount of Entertainments tax of one week.

2. He shall issue admission tickets in Serial Order, Serial No. shall be printed on the tickets. No correction or modification shall be done in the tickets' printed number due to printing mistakes without prior intimation to the Sales Tax Officer or Assistant commissioner, Excise and Taxation as the case may be and these will be done only in the presence of the Entertainments Tax Inspector who would also put his initials thereon. No book shall be brought into use for issue unless the first and the last tickets are sealed and signed by the Entertainments Tax Inspector concerned.

3. He shall clearly and separately specify on the admission ticket the rate of admission, amount of entertainments tax and their total.

4. The admission ticket (not being a season ticket or ticket issued for more than one entertainment) shall be collected at the

entrance of the purchaser in the Entertainment Hall and after tearing the ticket in two equal portions, one will be returned to the purchaser and the other retained by the management which shall be destroyed in the presence of the Entertainments Tax Inspector within 72 hours of the concerning show.

5. He shall not issue any torn tickets from Booking Office.

6. He shall maintain regular Stock Register of all the admission tickets (including complimentary tickets) of all Classes which shall be signed and sealed on each page by the Entertainments Tax Inspector concerned. All fresh tickets as and when received from the press shall be entered in the Stock Register immediately. Entries about issue of series of tickets for the booking office shall be accounted for as and when given. Note regarding the exhaustion or close of a series shall be given when done with.

7. He shall issue a separate ticket equivalent to the value of difference of the two classes in case the purchaser of any ticket wishes to change it to a Higher Class.

8. He shall submit a Daily Collection Report showing the number of tickets sold in Form 'F' as prescribed under Rule 17 of the Rajasthan Entertainments Tax Rules, 1957 on the following day to the Sales Tax Officer or the Assistant Commissioner, Excise and Taxation as the case may be. These collection reports should be issued from the bound books bearing printed Book No. and Serial Number.

9. He shall deposit the Entertainments Tax collected by him in the Government Treasury in the appropriate Head of Account on the first day of each week, i.e., on Monday and if Monday happens to be holiday on the next working day. A copy of such Treasury Challan shall be enclosed with the daily returns to be presented to the Officers mentioned in the condition No. 8. Failure to deposit the amount of tax will tantamount to an offence within the meaning of section 10 (3) (C) of the Act, and without prejudice to the powers vested in the Government to recover the due amount of tax. The outstanding amount due from him shall be recoverable by the Sales Tax Officer or Assistant Commissioner from the amount of the Security deposited under condition No. 1 above.

10. He shall show all account books to any officer authorised under Rajasthan Entertainments Tax Act, 1957 for inspection at all reasonable times and shall furnish other information pertaining to the entertainments when called upon to do so by the Sales Tax Officer or Assistant Commissioner, Excise and Taxation as the case may be including a return in form 'G' as prescribed under Rule 17.

11. He shall make entries of the sale of tickets of different classes in the Daily Collection report before interval of; he show and the return of the booking of each show shall be ready for inspection immediately after the interval.

12. Any Officer of the Entertainments Tax Department not below the rank of an Inspector shall have power to check the account books, Registers and other concerning record and all tickets or portions of tickets in the possession of the Proprietor or any of his employees relating to the entertainments and if deemed necessary he may seize or freeze all or any of the above documents after preparing an inventory a copy of which will be given to the Proprietor.

13. The sanction shall be periodical and subject to renewal every year. Application for renewal shall be made in writing by the Proprietors of the entertainment at least one month before the expiry of sanction.

14. Failure to comply with any of the aforesaid conditions shall make the Proprietor liable to prosecution under section 10 of the Act and the concession of payment of Entertainment Tax through return system may also be withdrawn.

15. Regarding interpretation of the aforesaid conditions decision of the Commissioner, Excise and Taxation, Rajasthan, Udaipur shall be final and binding.

Jaipur, May 9, 1959.

No. F. 7 (4) E & T/58. In exercise of the powers conferred by section 18 of the Rajasthan Entertainment Tax Act, 1957 (Rajasthan Act No. 24 of 1957), the Government of Rajasthan hereby directs that for the purpose of the Rule 17 of the Rajasthan Entertainments Tax Rules, 1957, the Sales Tax Officer of the area shall be the prescribed officer.

Published in Raj. Raj-patra part IV (c) dated October 15, 1959 at page 775

Excise and Taxation Department

NOTIFICATIONS

Jaipur, August 10, 1959.

No. F. 7 (3) E&T/57.—In exercise of the powers conferred by section 19 of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act, No. 24 of 1957), the State Government appoints the Commissioner, Excise and Taxation, Rajasthan, Udaipur by virtue of his office as the prescribed authority to compound offences under section 12 of the aforesaid Act.

Published in Raj. Raj-patra part I (b) dated December 3, 1959 at page 411

Jaipur, October 26, 1959.

No. F. 7 (10) ET/59.—In exercise of the powers conferred by sub-section (3) of section 6 of the Rajasthan Entertainments Tax Act, 1957 (24 of 1957), the State Government hereby orders that such of the proprietors of casual and touring Entertainments, whose gross collections in respect of Entertainments for all days of all shows at one place are not likely to exceed Rs. 200/- (Rupees Two Hundred) only, may apply through the Commissioner, Excise and

Taxation, Rajasthan, Udaipur for permission to pay the amount of Entertainments Tax due by a consolidated payment at the rate of 20% of the estimated collections undertaking to abide by the following conditions:—

1. The applicant shall deposit in the office of the Sales Tax Officer/Assistant Commissioner, Excise and Taxation of the area concerned an amount calculated at rate of 20% on the maximum limit of gross collection for all the days on which entertainments will be held at a place, representing tax as advance plus $\frac{1}{2}$ of the amount so calculated as security which shall be refunded wholly or partly after ascertaining the position of tax actually found to be payable after the entertainment has terminated. If entertainments are proposed to be held at more than one place advance tax shall be calculated likewise for each such place and the total tax deposited together.

2. The applicant shall maintain a complete and up-to-date account of his total collections etc, as required under Rule 17 of the Rajasthan Entertainments Tax Rules and submit it to Sales Tax Officer/Assistant Commissioner, Excise and Taxation of the area concerned within a week of the termination of the Entertainment.

3. If from the accounts the applicant finds that more tax is payable than what has been paid as advance he after adjusting the amount shall deposit the balance alongwith the return.

4. If from the accounts rendered or from other enquiry the Sales Tax Officer Assistant Commissioner, Excise and Taxation of the area concerned finds that any amount of tax is due from the applicant, he shall pay the same within a week of the receipt of the intimation and if he feels aggrieved against the demand made, he may make an appeal to the Deputy Commissioner, Excise and Taxation after depositing the demand.

5. The applicant shall also furnish a reliable surety who should undertake to pay any amount found due in him.

Published in Raj. Raj-patra part IV (c) dated December 31, 1959 at page 1093

Excise and Taxation Department

NOTIFICATIONS

Jaipur, November 3, 1959.

No. F. 9 (10) ET/59.—In exercise of the powers conferred by section 19A of the Rajasthan Entertainment Tax Act, 1957 (Rajasthan Act No. 24 of 1957), the State Government hereby appoints the 1st December, 1959, as the date from which the Panchayat Samitis shall collect entertainment tax within their respective jurisdictions.

Jaipur, November 16, 1959.

No. F. 7 (23) ET/59.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the

opinion that reasonable grounds exist for doing so in the public interest hereby exempts from the levy of entertainment tax, the entertainments, held in any part of the State, with the permission of the Collector of a District, the proceeds of which are utilised for the relief of flood affected areas in Kashmir.

By Order of the Governor,
G. S. PUROHIT,
Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated April 1, 1960 at page 3

Excise and Taxation Department

NOTIFICATIONS

Jaipur, April 1, 1960.

No. F. 7 (8) E&T/60.—In exercise of the powers conferred by section 6A of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act No. 24 of 1957), the State Government hereby directs that the additional entertainments tax shall be levied, charged and paid to the State Government as from the 1st day of April, 1960 at the rate of Re. 1/- (rupee one) per show, exhibition or performance per hundred or a part thereof:

Provided that the amount of such tax payable by a proprietor shall not exceed:—

(1) Rs. 6/- per show, exhibition or performance in—

- | | |
|-------------|----------------------------------|
| 1. Ajmer, | 4. Jodhpur except exhibitions by |
| 2. Bikaner, | means of a cinematograph in |
| 3. Jaipur, | Chitra, Stadium, Charbhuj, |
| | and Krishna Cinemas; |

(2) Rs. 4/- per show, exhibition or performance in—

- | | |
|------------------------------|--------------|
| 1. Alwar, | 7. Kota, |
| 2. Beawar, | 8. Pali, |
| 3. Bharatpur, | 9. Tonk, |
| 4. Bhilwara, | 10. Udaipur; |
| 5. Ganganagar, | |
| 6. Exhibitions by means of a | |
| cinematograph in Chitra, | |
| Stadium, Charbhuj & Kri- | |
| shna Cinemas of Jodhpur, | |

(3) Rs. 3/- per show, exhibition or performance in—

- | | |
|-------------------|---------------|
| 1. Abu Road, | 5. Churu, |
| 2. Barmer, | 6. Nasirabad, |
| 3. Bhawani Mandi, | 7. Sikar; |
| 4. Bundi, | |

(4) Rs. 2/- per show, exhibition or performance in—

- | | |
|-------------------------|-----------------|
| 1. Banswara, | 17. Kekri, |
| 2. Baran, | 18. Kishangarh, |
| 3. Bhadra, | 19. Ladnu, |
| 4. Chambal Hydl. Works, | 20. Lakheri, |

- | | |
|-----------------------|---------------------|
| 5. Chhabragugor, | 21. Nagaur, |
| 6. Chittorgarh, | 22. Nawalgarh, |
| 7. Dholpur. | 23. Nohar, |
| 8. Dungarpur, | 24. Pratabgarh, |
| 9. Fatehpur, | 25. Ratangarh, |
| 10. Gangapur City, | 26. Sadri, |
| 11. Hanumangarh Jn. | 27. Sadulpur, |
| 12. Hanumangarh City, | 28. Sardarshahar, |
| 13. Hindaun, | 29. Srikananpur, |
| 14. Jhalawar, | 30. Sujangarh, |
| 15. Jhalrapatan, | 31. Suratgarh, |
| 16. Jhunjhunu, | 32. Sawai Madhopur. |

Published in Raj. Raj-patra part IV (c) dated April 1, 1960 at page 5

Jaipur, April 1, 1960.

No. F. 7 (8) E&T/60-I.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the opinion that it is expedient in public interest to do so, hereby, exempts all entertainments at places other than those specified in the proviso to Government notification No. F. 7 (8) E&T/60, dated the 1st April, 1960, from the payment of additional entertainments tax.

By Order of the Governor,
G. S. PUROHIT,
Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated July 14, 1960 at page 224

Jaipur, April 18, 1960.

No. D. 1377/60/F. 7 (6) E T./60.—In exercise of the powers conferred by sub-section (2) of the section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the opinion that reasonable grounds exist for doing so in the public interest hereby exempts from the levy of the entertainments tax the shows to be organised by the Cultural Troups visiting Rajasthan from other States, under Inter State Exchange of Cultural Troups Scheme.

Published in Raj. Raj-patra part IV (c) dated September 8, 1950 at page 343

Excise and Taxation Department

NOTIFICATIONS

Jaipur, August 22, 1960.

No. F. 7 (4) ET/60.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainment Tax Act, 1957 (24 of 1957), the State Government being of the opinion that reasonable grounds exist for doing so in public interest, hereby exempts the Open Air Cinema, run by the Air Force Flying College, Jodhpur, from the payment of Additional Entertainment Tax.

Published in *Raj. Raj-patra part IV (c)* dated April 13, 1961 at page 4 :

Jaipur, February 28, 1961.

No. F. 7 (24) E & T/60.—In exercise of the powers conferred by sub-section (1) of section 19 of the Rajasthan Entertainment Tax Act, 1957 (No. 24 of 1957), the State Government hereby authorises all Deputy Commissioners Excise & Taxation (Administration) to exercise the powers under item (ii) of clause (b) of sub-section (3) of section 6 and sub-section (1) of section 7, within the area of their respective jurisdiction.

Published in *Raj. Raj-patra IV (c)* dated March 9, 1961 at Page 400 :

Jaipur, March 9, 1961.

No. F. 7 (12) E & T/61.—In exercise of the powers conferred by sub-section (1) of section 4 of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby fixes the rate of entertainment tax as follows subject to the minimum of one naya paisa in any one case, the amount of tax being calculated to the nearest naya paisa :—

<i>Payment for admission to an entertainment.</i>	<i>Rate of Tax.</i>
Up to 50 Naya Paise.	25%
More than 50 Naya Paise but not more than three rupees.	30%
More than three rupees.	35%
This shall have immediate effect.	

By Order of the Government,
RAM SINGH,
Secretary to the Government.

Published in *Raj Raj-patra part IV (c)* dated March 26, 1962, at page 335 :

Jaipur, March 26, 1962.

No. F. (7) (6) E & T/62.—In exercise of the powers conferred by sub-section (1) of section 4 of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby fixes the rate of Entertainments Tax as follows subject to the minimum of one naya paise in any one case, the amount of tax being calculated to the nearest one naya paisa :—

<i>Payment for admission to an entertainment.</i>	<i>Rate of Tax.</i>
Up to 50 Naya Paisa.	30%
More than 50 Naya Paisa but not more than three rupees.	35%
More than three rupees.	40%
This shall have immediate effect.	

Published in *Raj. Raj-patra IV (c)* dated October 31, 1962 at page 379 :

Jaipur, October 31, 1962.

No. F. 7 (1) E & T/62.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the opinion that reasonable grounds exist for doing so in the public interest hereby exempts from the levy of the Entertainments Tax (including Additional Entertainments Tax) under section 4 of the said Act, the Cinema shows and stage performances which may hereafter be organised specially for raising funds for the Chief Minister's Defence Services Welfare Fund, provided that the organisers of such shows

8] **Notifications Under Rajasthan Entertainments Tax Act, 1957**

submit to the Assistant Commissioner, Excise and Taxation or Sales Tax Officer concerned, a Statement of account showing that not less than 80% of the gross proceeds have been donated to the Fund.

By Order of the Governor,
M. MUKERJEE

Secretary to the Government.

*Published in Raj Raj-patra part IV (c) Dated December 20, 1962 at page 719 :
Jaipur, November 30, 1962.*

No. F. 7 (1) E&T/62.—In exercise of the powers conferred by sub-section 2 of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Act No. 24 of 1957), the State Government being of the opinion that reasonable grounds exist for doing so in the public interest, hereby exempts from the levy of the Entertainments Tax (including Additional Entertainments Tax) under section 4 of the said Act, the Cinema shows and Stage performances which may be organised specially for raising funds for the "Chief Minister's Defence Services Welfare Fund" or the "National Defence Fund", provided that the organisers of such shows submit to the Assistant Commissioner, Excise and Taxation, or the Sales Tax Officer concerned, a statement of account showing that not less than 80% of the gross proceeds have been donated to the fund.

This supersedes Government Notification of even number, dated the 31st October, 1962.

By Order of the Governor,
M. MUKERJI,

Secretary to Government.

Published in Raj. Raj-patra part IV (c) dated December 10, 1962 at page 545-546

Finance (Revenue and Economic Affairs) Department

NOTIFICATION

Jaipur, December 10, 1962.

No. F. 7 (8) E. & T./60.—In exercise of powers conferred by section 6A of the Rajasthan Entertainments Tax Act, 1957, (Rajasthan Act No. 24 of 1957) and in supersession of Excise and Taxation Department Notification No. F. 7 (8) E & T/60 dated April 1, 1960, the State Government hereby directs that from the 11th of December, 1962, the additional entertainments tax shall be levied, charged and paid at all places in the State at the following rates, namely :—

(a) For Seats not exceeding 300...

Rs. 1/- per 100 seats or part thereof
per show, exhibition or performance.

(b) For Seats exceeding 300...

Rs. 2/- per show exhibition or performance for every additional 100 seats or part thereof, subject to the maximum amount of tax not exceeding Rs. 11/- per show exhibition or performance.

Jaipur, December 10, 1962.

No. F. 7 (8) E & T/60-I.—In exercise of the powers conferred by sub-section (2) of section 7 of the Rajasthan Entertainments Tax Act, 1957 (Rajasthan Act 24 of 1957), the State Government hereby cancels the Excise and Taxation Department Notification No. F. 7 (8) E. T. /60-I dated the 1st April, 1960 (first published in the Rajasthan Raj-patra, Extraordinary, part IV-C, dated the 1st April, 1960) regarding exemption from payment of additional entertainments tax.

Rules and Notifications under

EPIDEMIC DISEASES ACT, 1897 (CENTRAL ACT
No. 3 of 1897).

Notifications under

EPIDEMIC DISEASES ACT, 1897

Published in Raj. Raj-patra Dated August 28, 1954 part I (b) at page 359:

MEDICAL AND HEALTH DEPARTMENT

NOTIFICATION

Jaipur, August 7, 1954.

No. F. 16 (4) MH/54.—In exercise of the powers conferred by Section 2 of the Epidemic Diseases Act, 1897 (Act III of 1897) the Government of Rajasthan hereby declare the marginally noted

1. Plague. diseases as Notifiable
2. Cholera. throughout the State.

3. Small-pox.

4. Yellow fever.

5. Typhus fever.

6. Relapsing fever.

All District Medical
& Health Officers are con-
sequently directed to send
information regarding the

out-break of any of the aforesaid Epidemics within their jurisdiction by telegram direct to the Director General of Health Services, New Delhi. They shall further send to the Director of Medical & Health Services, Rajasthan, Jaipur a statement of cases & deaths from such diseases occurring from the begining of the out-break to the end of the week ending on the following Saturday for being incorporated in the weekly report of epidemiological diseases sent to the Director General of Health Services, New Delhi.

S. L. KAKAR

Secretary to the Government.

Published in Raj. Raj-patra Dated March 5, 1955 part I (b) at page 755 :

MEDICAL & PUBLIC HEALTH DEPARTMENT.

NOTIFICATION

Jaipur, February 23, 1955.

No. F. 10 (9) NH/55.—Whereas Government of Rajasthan is satisfied that cases of out-break and deaths from Small-Pox are on increase in the following districts of Rajasthan and whereas it is considered that the ordinary provisions of the law in force are insufficient for the purpose, now t erefore, in exercise of the powers conferred under section 2 of the Epidemic Disease Act, 1897 (Act III of 1897) the Government of Rajasthan empower Director of Medical and Health Services, Rajasthan, Jaipur to take such meas-ures and by public notice, prescribe such regulations to be observed by the Public or by any person or class of persons as shall be deemed

necessary to prevent the out-break of the aforesaid epidemic or the spread thereof in these Districts:—

- (1) Jaipur.
- (2) Jhunjhunu.
- (3) Sikar.
- (4) Sawai Madhopur.
- (5) Alwar.
- (6) Bharatpur.
- (7) Jodhpur.
- (8) Pali.
- (9) Jalore.
- (10) Sirohi.
- (11) Udaipur.
- (12) Chittorgarh.
- (13) Bhilwara.
- (14) Churu.
- (15) Ganga Nagar.
- (16) Kotah.
- (17) Jhalawar.

By Order of
His Highness the Rajpramukh,
S. L. KAKAR,
Secretary to the Government.

Rules and Notifications under

EPIDEMIC DISEASES ACT, 1957. THE RAJASTHAN
(31 OF 1957)

Notifications under

RAJASTHAN EPIDEMIC DISEASES ACT, 1957

Note

The notifications published below were issued in exercise of the powers conferred by Rajasthan Epidemic Diseases Ordinance No. 3 of 1957. As that very ordinance was repealed and replaced by Act No. 31 of 1957, these notifications have been included under the heading of the Act.

Published in Raj. Raj-patra Dated September 21, 1957 part IV(c) at page :

Medical and Public Health Department

NOTIFICATION

Jaipur, September 19, 1957.

No. F. 6 (2) (5) MPH/57.—Whereas the Government of Rajasthan is satisfied that the District of Bharatpur is threatened with an outbreak of Cholera which is a dangerous epidemic disease;

And, Whereas, the Government of Rajasthan thinks that the ordinary provisions of the law in force in the State are insufficient to prevent the outbreak of the said disease or the spread thereof;

Now, therefore, in exercise of the power conferred by subsection (3) of section 2 of the Rajasthan Epidemic Diseases Ordinance, 1957 (No. 3 of 1957), the State Government hereby empowers the Collector of Bharatpur to exercise in relation to his district, all the powers exercisable by the State Government under subsections (1) and (2) of section 2 of the said Ordinance, other than the power to determine in what manner and by whom any expenses incurred (including compensation, if any) shall be defrayed:

Provided that the power to prescribe any regulations under the said sub-sections shall be exercised by the said Collector in consultation with the District Medical and Health Officer, Bharatpur.

By Order of the Governor,
S. P. SINGH BHANDARI,
Secretary to Government.

Published in Raj. Raj-patra Dated November 21, 1957 part IV (c) at page 109 :

Medical and Public Health Department

NOTIFICATION

Jaipur, November 20, 1957.

No. F. 6 (2) (5) MPH/57.—Whereas the Government of Rajasthan is satisfied that the District of Chittorgarh is threatened with the out-break of Cholera, which is a dangerous epidemic disease;

And whereas, the Government of Rajasthan thinks that the ordinary provisions of the law in force in the state are insufficient to prevent the out-break of the said disease or the spread thereof;

Now, therefore, in exercise of the power conferred by the sub-section (3) of section 2 of the Rajasthan Epidemic Diseases Ordinance, 1957 (No. 3 of 1957), the State Government hereby empowers the Collector of Chittorgarh to exercise in relation to his district, all the powers exercisable by the State Government under sub-sections (1) and (2) of section 2 of the said Ordinance, other than the power to determine in what manner and by whom any expenses incurred (including compensation, if any), shall be defrayed:

Provided that the power to prescribe any regulations under the said sub-sections shall be exercised by the said Collector in consultation with District Medical and Health Officer, Chittorgarh, Headquarters at Partabgarh.

By Order of the Governor.

S. P. SINGH BHANDARI,

Secretary to Government.

Notifications under

THE RAJASTHAN EPIDEMIC DISEASES ACT, 1957.

Published in Raj. Raj-patra part I (b) dated August 24, 1961 at page:

Medical & Public Health Department

NOTIFICATION

Jaipur, August 24, 1961.

No. F. 3 (8) MPH/61/Gr.II.—Whereas the Government of Rajasthan is satisfied that the District of Sirohi is threatened with an outbreak of Cholera which is a dangerous epidemic disease.

And, whereas the Government of Rajasthan thinks that the ordinary provisions of law in force, in the State, are insufficient to prevent the outbreak of the said disease or the spread thereof.

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 2 of the Rajasthan Epidemic Diseases Act, 1957 (Act No. 31 of 1957), the State Government hereby empowers the Collector Sirohi to exercise in relation to Sirohi District all the powers exercisable by the State Government under section (1) and (2) of section 2 of the said Act, other than the power to determine in what manner and by whom any expenses incurred (including compensation, if any) shall be defrayed:

Provided that the power to prescribe regulations under the said sub-section shall be exercised by the said Collector in consultation with the Director of Medical & Health Services, Rajasthan, Jaipur and other Medical & Health authorities of the District concerned.

By Order of the Governor,
S. P. SINGH BHANDARI,
Health Secretary.

Published in Raj Raj-patra part IV (c) dated November 29, 1961 at page 229 :

Medical and Public Health Department

NOTIFICATION

Jaipur, November 29, 1961.

No. F. 8 (17) MPH/61/Gr.II.—Whereas the Government of Rajasthan is satisfied that the Municipal area of Ajmer is threatened with an outbreak of Cholera which is a dangerous epidemic disease.

And whereas the Government of Rajasthan thinks that the ordinary provisions of law in force, in the State, are insufficient to prevent the outbreak of the said disease or the spread thereof.

Now therefore, in exercise of the powers conferred by sub-section (3) of section 2 of the Rajasthan Epidemic Diseases Act, 1957 (Act No. 31 of 1957), the State Government hereby empowers the Collector of Ajmer to exercise in relation to his District all the powers exercisable by the State Government under sub-sections (1) and (2) of section 2 of the said Act other than the power to determine in what manner and by whom any expenses incurred (including compensation, if any) shall be defrayed:

Provided that the power to prescribe regulations under the said sub-section shall be exercised by the said Collector in consultation with the Principal and Medical Health Officer, Ajmer.

By Order of the Governor,
S. P. SINGH BHANDARI,
Secretary to the Government.

Rules and Notifications under

ESCHEATS REGULATIONS ACT, 1956 THE RAJASTHAN
(23 OF 1956)

RAJASTHAN ESCHEATS RULES, 1957

Jaipur, March 8, 1957.

No. F. 8 (40) Rev./A-53.—In exercise of the powers conferred by section 12 of the Rajasthan Escheats Regulation Act, 1956, (Rajasthan Act No. 23 of 1956) the State Government is hereby pleased to make the following rules, namely:—

1. *Short title, extent and commencement.*—(1) These rules may be called the Rajasthan Escheats Rules, 1957.

(2) They shall extend to the Pre-reorganisation State of Rajasthan.

(3) They shall come into force at once.

Notes:

These rules have been framed in exercise of powers conferred under section 12 of the Rajasthan Escheats Regulation Act, 1956. The section authorises the State Government to Make rules generally for the purposes of carrying out the provisions of the Act, and in particular for all matters, which, by the Act, may, or are required to be, prescribed.

2. *Interpretation.*—In these rules, unless there is anything repugnant in the Subject or context—

(i) “the Act” means the Rajasthan Escheats Regulation Act, 1956 (Rajasthan Act No. 23 of 1956).

(ii) “section” means a section of the Act.

3. *Inventory of property.*—If the property to which the Act applies—

(a) is agricultural property, the inventory shall show the name of the village, the survey number, area and name of field, if any, soil classification and boundaries;

(b) is immovable property other than agricultural land, the inventory shall contain a description of such property sufficient to identify the same; in particular the name of the village, town or city, the name of the ward, mohalla, road or street and a description of the locality, number of house, if any, and boundaries;

(c) is movable property, the inventory shall give a reasonably accurate and full description of the property together with the nature and estimated value of each article and the name of the place where the property is.

Notes.

Section 4 (1) (b) of the Act requires the Tehsildar to prepare an inventory of the property to which the Act applies. The particulars which this inventory should contain are prescribed by this rule.

These rules have been first published in Rajasthan Raj-patra dated March 28, 1957, in Part IV (c) at page 889.

4. *Mode of taking possession.*—In the case of property of the description mentioned in clauses (a) and (b) of rule 3, the Tehsildar shall proclaim the fact of taking possession by beat of drum in the village, town or city concerned; and in the case of property of the description mentioned in clause (c) of the same rule, he shall take physical possession of the property.

Notes.

Section 4 (1) (c) of the Act requires the Tehsildar to take over possession of the property to which the Act applies. The manner in which such possession is to be taken is prescribed by this rule

5. *Particulars of proclamation under section 6.*—The proclamation under clause (b) of sub-section (1) of section 6 shall—

- (a) give a description of the property sufficient to identify the same; and in case such property can be identified by boundaries or numbers in a record of settlement or survey, a specification of boundaries and numbers; in the case of moveable property, its estimated value; and where the property has been sold in accordance with sub-section (2) of section 4, the amount of sale proceeds thereof;
- (b) state the manner and the terms and conditions subject to which the property is being possessed, maintained, managed, kept and taken care of; and
- (c) call upon all persons having interest therein or right thereto to prefer their claims in respect thereof to the Collector in writing within 30 days from the service of the proclamation.

Notes.

Sub-section (1) of section 6 of the Rajasthan Escheats Regulation Act, requires that,—(1) Upon receipt of a report under section 4, the Collector shall immediately—

- (a) make such orders as he thinks proper respecting the possession, maintenance, management, safe custody and taking care of each item of every property specified in the report, and
- (b) issue a proclamation specifying the prescribed particulars and calling upon all persons having any interest therein or right thereto to prefer their claims in respect thereof to the Collector within thirty days from the service thereof in accordance with sub-section (2).

Explanation:—In the case of any such property consisting of land or other immovable property, the word "management" shall include the making of necessary arrangements for the cultivation and letting of the same.

The particulars required to be prescribed under clause (b) of this sub-section have been mentioned in this rule.

6. *Enquiry under sub-section (6) of section 6.*—In enquiring into a claim preferred under sub-section (6) of section 6, the Collector shall take into consideration the information obtained by him under sub-section (5) of that section and any other title deeds and documents, if any, and he shall also record oral evidence, if any, produced by the claimant.

Notes.

The enquiry referred in this rule is required under sub section (vi) of section 6 of the Act, which reads as under:—

Every claim preferred within the time specified in sub-section (1) shall be enquired into in the prescribed manner and if the Collector is satisfied as a result of such inquiry that the claimant is entitled to any such property and has the right to receive and hold the same in any capacity whatsoever, such property, together with the income, if any, accrued therefrom and kept in deposit under sub-section (3) shall be delivered to him on payment of the expenses, if any, incurred in the maintenance, management, safe custody and taking care thereof;

Provided that any claim preferred after the expiry of the time specified in sub-section (1) may be accepted and enquired into if the Inspector is satisfied that the claimant had sufficient reasons for not preferring the claim within such time;

Provided also that if any such property has been sold under sub-section (2) of section 4 the claimant shall be entitled to get the sale proceeds thereof on payment of such expenses and the costs, if any, of the sale.

7. *Form of proclamation under section 8.*—The proclamation under section 8 shall be in the form appended to these rules.

Form of proclamation under section 8 of the Rajasthan
Escheats Regulation Act, 1956.
(See rule 7)

IN THE COURT OF THE DISTRICT JUDGE OF.....

Case No.....of.....195.....

Escheat proceedings in respect of the property of A.B. S/o
C.D. caste.....r/o.....

EF S/o GH caster/oApplicant.

WHEREAS the Collector of... ..has applied to this court under clause (b) of sub-section (9) of section 6 of the Rajasthan Escheats Regulation Act, 1956 (23 of 1956) for a vesting order in respect of the property hereinafter described and for the custody thereof in the meanwhile; this proclamation is issued under section 8 of the said Act calling upon any person claiming to be entitled to the property set out hereinafter to attend and prefer his claim and furnish evidence in respect thereof to satisfy the court of his right to the possession of the property in question or any part of it. Take notice that if no claim is preferred and right established to the satisfaction of the court, then after the expiry of 12 months from the date of the service of this proclamation, the court shall pass an order declaring the property in question to have vested in the State on the date of the death of the last owner thereof.

Given under my hand and the seal of the court this day
.....year.....

(Signature)

District Judge.....

Description of property.

By Order of the Governor,
R. N. HAWA

Secretary to the Government.

Rules and Notifications under

ESSENTIAL COMMODITIES ACT, 1955 (CENTRAL
ACT No. 10 OF 1955)

RAJASTHAN

FOODGRAINS DEALERS LICENSING ORDER, 1958

Notes.

Sub-section (1) of section 3 of Essential Commodities Act, 1955 provided that,

(1) If the Central Government if of opinion that it is necessary or expedient so to do for maintaining or increasing supplies of any essential commodity or for securing their equitable distribution and availability at fair prices, it may, order, provide for regulating or prohibiting the production, supply and distribution thereof and trade and commerce therein.

Without prejudice to the generality of this power, an order made under sub-section (1) may provide :—

(c) for controlling the price at which any essential commodity may be brought or sold;

(d) for regulating by licences, permits or otherwise the storage, transport, distribution, disposal, acquisition, use or consumption, of any essential commodity;

(e) for prohibiting the withholding from sale of any essential commodity ordinarily kept for sale;

(g) for regulating or prohibiting any class of commercial or financial transactions relating to foodstuffs or cotton textile which, in the opinion of the authority making the order, are, or, unregulated, are likely to be, detrimental to the public interest;

Section 5 of the Act authorises the Central Government to delegate its powers under section 3 to the State Government. Such delegation is to be made by a notified order which may direct that the power to make orders under section 3 shall be in relation to, specified matters and subject to specified conditions. With such delegation the power to make orders under section 3 shall be exercisable by State Government also. The Central Government have made such delegation vide Notifications referred to in the under mentioned notification.

The State Government have, therefore, made this order in exercise of the powers conferred by section 3 of the Act and delegated under section 5 of the Act.

The above Order has subsequently been amended through Notification noted below :—

(1) No. F. 9 (1) (18) Sup. 18, dated 23/9/58 published in Rajasthan Raj-patra, part IV (c), dated 23/9/58 Extra Ordinary.

(2) No. F. 9 (1) (18) Sup. 58, dated 1/11/58 published in Rajasthan Raj-patra, part IV (c) dated 1/11/58.

(3) No. F. 10 (2) RO/Food 58/13566, dated 19/11/58 published in Rajasthan Raj-patra, part IV (c), dated 20/11/58.

The amendment have been incorporated in the body of the Order and reference thereto has been given below the concerned clause of the Order. The amending notifications have been referred through the serial numbers as indicated above.

These rules have been first published in Rajasthan Raj-patra Dated September 4, 1958 in part IV (c) at page 89 :

Industries (C) Department
(Supplies Section)
NOTIFICATION

Jaipur, September 4, 1958.

No. F.27 II (12)/Sup./57/F.9 (I) (18) Sup/58.—In exercise of the power conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the notifications of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. S.R. O. 2246, dated the 4th July, 1957 and S. R. O. 3138. A, dated the 4th October, 1957, and with the prior concurrence of the Central Government, the Government of Rajasthan is pleased to make the following order, namely,

1. *Short title, extent and commencement*.—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing Order, 1958.
- (2) It extends to the whole of the State of Rajasthan.
- (3) It shall come into force [on the thirtieth day of September, 1958].

Notes.

The words within brackets "on the thirtieth day of September, 1958" have been substituted for the words, "From the date of publication in the official gazette" through amending Notification number one.

2. *Definitions*.—In this Order, unless the context otherwise requires,—

(a) "Dealer" means a person engaged in the business of purchase, sale or storage for sale of any one or more foodgrains in quantity of fifty maunds or more at any one time.

Notes.

Previous sub-clause (a) stands substituted by the present one vide Food Supplies Department Notification No. F. 1 (123) F/Sup./59 dated November 20, 1959, published in Rajasthan Raj-patra, part IV (C) dated November 20, 1959.

(b) "foodgrains" means any one or more of the foodgrains specified in Schedule I to this Order including products of such foodgrains other than husk and bran;

(c) "form" means a form set forth in Schedule II to this Order;

(d) "licensing authority" means an officer appointed by the State Government to exercise the powers and perform the duties of the licensing authority under this Order; and

(e) "State Government" means the Government of the State of Rajasthan.

Notes.

The word, "One" has been substituted in place of "five" in sub-clause (a) of clause 2 through amending notification number three above

3. *Licensing of dealers*.—(1) No person shall carry on business as a dealer except under and in accordance with the terms and conditions of a licence issued in this behalf by the licensing authority.

(2) For the purpose of this clause any person who stores any foodgrains in quantity of [fifty] maunds or more at any one time shall, unless the contrary is proved, deemed to store the foodgrains for the purposes of sale

Provided that the State Government or any officer authorised by the State Government in this behalf may, by general or special order, and subject to such conditions as may be specified in the order exempt any person or class of persons from the operation of this clause :

Provided further that nothing in this Order shall apply to the sale or storage for sale by any person, of food-grains produced by himself or by a tenant cultivating his land, provided it is sold or disposed of in any mandi of the Tehsil and District where his land lies,

Notes

The word, "One" has been substituted in place of word "five" in sub-clause (2) of clause 3 through amending notification number three above.

Word "fifty" appearing in brackets has been substituted for the words "one hundred" in sub-clause (2) and the proviso to sub-clause (2) of clause 3 has been newly added vide the same notification referred in notes under clause-2 (a).

4. *Issue of licence.*—(1) Every application for a licence or renewal thereof shall be made to the licensing authority in form A.

(2) Every licence issued or renewed under this Order this shall be in form B.

5. *Period of licence, fees chargeable renewal and issue of duplicate license.*—(1) Every license granted under this Order shall be valid upto 31st day of March next following the date of issue and may be renewed thereafter for a period of one year at a time.

Notes

Previously sub-clause (1) of clause 5 stood as under :—

"Every licence granted under this Order shall be valid upto the 31st day of March next following the date of issue and may be renewed for a period of one year at a time."

Subsequently, it was substituted by the notification referred to above and was made to appear as under :—

"(1) Every license granted under this Order shall be valid for a period ending of 31st day of December of the year in which it is issued any may be renewed for a period of one year at a time."

Thereafter, word "March" was substituted for the word "December" vide Food Supplies Department Notification No. F. 1 (123) F./Sup./59 dated Jan. 21, 1960, published in Rajasthan Rajpatra, part IV (c) dated January 21, 1960.

And now the present sub-clause stands substituted vide Food Supplies Department Notification No. F. 1 (123) F./Sup./59 dated March 18, 1960, published in Rajasthan Rajpatra, part IV (C) dated March 18, 1960.

(2) The fees specified below shall be chargeable in respect of each licence, namely :—

For issue of license	Rs. 5/-
For renewal of license	Rs. 2/-
For issue of a duplicate license	Rs. 1/-

(3) A separate licence shall be obtained by a dealer for each place of business or storage :

Provided that no separate licence shall be required for different places of storage belonging to a licensee in the same town or village.

Notes

Previously sub-clause (3) stood as under :—

(3) A separate licence shall be obtained by a dealer for each place of business.

Subsequently it was replaced by the following sub-clause (3) vide the same notification referred in the notes below clause 2 (a) :—

(3) A separate licence shall be obtained by a dealer for each place of business or storage.

Sub-clause (3) appearing now has been substituted vide the same notification dated January 21, 1960 referred to above.

(4) If the Licensing Authority is satisfied that a license issued under this order is defaced, lost, destroyed or otherwise rendered useless, the licensing authority may, on application made in this behalf, issue a duplicate license.

(5) Applications for renewal shall be presented to the Licensing Authority at least a month before the expiry of the license so that it may be possible for the Licensing Authority to renew the license before the expiry of the validity of the license to be so renewed. Any holder of a licence who fails to do so and continues to do his business after the date of the expiry of the license shall render himself liable to prosecution.

Notes.

Sub-clauses (4) and (5) of clause 5, appearing now have been newly added vide the same notification dated November 20, 1959 referred to above.

6. *Power to refuse licence*—The licensing authority may, after giving the dealer concerned an opportunity of stating his case and for reasons to be recorded in writing, refuse to grant or renew a licence.

7. *Contravention of conditions of licence*.—No holder of a licence issued under this Order or [his agent or servant or any other person acting on his behalf] shall contravene any of the terms or conditions of the licence and if any such holder [or his agent or servant or any other person acting on his behalf] contravenes any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by order in writing of the licensing authority :

Provided that no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case against the proposed cancellation or suspension.

Notes

Words appearing in brackets in clause 7 have been newly inserted vide even number notification dated February 16, 1960.

8. *Appeal*.—(1) Any person aggrieved by any order of the licensing authority refusing to grant or renew a licence or cancelling or suspending a licence under the provisions of this Order may appeal to the State Government within 30 days of the date of the receipt by him of such order.

(2) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case.

9. *Power of entry, search, seizure etc.*—The licensing authority or any other officer authorised by the State Government in this behalf, may with such assistance, if any, as he thinks fit :—

(a) require the owner, occupier or any other person in charge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being or is about to be committed, to produce any book, accounts or other documents showing transactions relating to such contraventions;

(b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder, has been, is being or is about to be committed;

(c) take or cause to be taken, extracts from or copies of any documents showing transactions relating to such contraventions which are produced before him;

(d) search, seize, and remove stocks of foodgrains and the animals, vehicles, vessels or other conveyances used in carrying the said foodgrains in contravention of the provisions of this Order, or of the conditions of the licences issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of foodgrains and the animals, vehicles, vessels or other conveyances so seized, in a court and for their safe custody pending such productions :

Provided that in exercising the power of entry and search under this clause, due regard shall be paid by the authorised officer to the social and religious customs of the occupants of premises so entered and searched :

Provided further that the breaking open and search of premises shall be made in the presence of two witnesses residing in the locality.

10. *Power of Licensing Authority to issue directions to licensee.*—The Licensing Authority may issue directions to licensees in regard to :—

- (a) the purchase of all food-grains mentioned in Schedule I;
- (b) the sale of food-grains or any of them by him;
- (c) the storage of all food-grains or any of them for sale by him;
- (d) the disposal of all food-grains or any of them purchased by him;
- (e) the disposal of all food-grains or any of them stored by him; and
- (f) the exhibition of price-list of food-grains in which the dealer deals duly authenticated by the licensing authority and in regard to the manner in which such list may be exhibited.

Notes

Present Clause 10 except sub-clause (f) stands newly added vide the same notification dated November 20, 1959 as referred above.

Clause (f) has been newly added vide Food Department Notification No. F. 27 II (12) Sup /57/F. 9 (1) (18) Sup./18 dated November 2, 1962, published in Rajasthan Raj-patra, part iv (c) dated November 8, 1962.

SCHEDULE I.

1. Wheat.
2. Paddy (Rice in husk).
3. Rice (Husked).
4. Jowar.
5. Bajra.
6. Maize.
7. Barley.
8. Minor Millet; (i e. Ragi, Kodo).
9. Gram.
10. Milo.
11. Sorghum.

SCHEDULE II.

FORM A.

[See Clause 4 (1)]

The Rajasthan Foodgrains Dealers Licensing Order, 1958.
Application for licence.

1. Applicant's name;
2. Applicant's profession.

3. Applicant's residence.
4. Situation of applicant's place or place of business with particulars as to number of house, mohalla, town, or village, police station and district.
5. How long the applicant has been trading in foodgrains.
6. Did the applicant hold a foodgrains licence on any previous occasions ? (If so, give particulars including its suspension or cancellation, if any).
7. Quantities of each foodgrains handled annually during the last three years.
8. Quantity of foodgrains likely to be handled.
9. Income-tax paid in the two years preceding the year of application. (to be indicated separately).
 (1)
 (2)
10. Quantity of foodgrains in the possession of the applicant on the date of application and the places at which the different quantities are kept (separate figures to be given for each foodgrains).

I declare that the quantities of foodgrains specified above are in my possession this day and are held at the places noted against them.

I have carefully read the conditions of licence given in Form 'B' appended to the Rajasthan Foodgrains Dealers' Licensing Order, 1958, and I agree to abide by them.

*(a) I have not previously applied for such licence in this district for foodgrains.

*(b) I applied for such licence in this district for.....
 on and was/was not granted a licence
 on

*(c) I hereby apply for renewal of licence No.
 dated issued to me on.....

Place
Date

Signature of the applicant.

*Strike off the clauses not applicable.

FORM B

(See clause 4 (2)).

The Rajasthan Foodgrains Dealers Licensing Order. 1958.

Licence for purchase, sale/storage for sale of foodgrains.

Licence No.

1. Subject to the provisions of the Foodgrains Dealers' Licensing Order, 1958, and to the terms and conditions of this licence is/are hereby authorised to purchase, sell, or store for sale, the undermentioned foodgrains:—

.....

2. The licensee shall carry on the aforesaid business at following place :—

3. (i) The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, maintain a register of daily accounts for each of the foodgrains mentioned in paragraph 1, showing correctly—

- (a) the opening stock on each day;
- (b) the quantities received on each day showing the place from where and the source from which received;
- (c) the quantities delivered or otherwise removed on each day showing the places of destination; and
- (d) the closing stock on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of proving which shall be upon him.

(iii) A licensee who is a producer himself shall separately show the stocks of his own produce in the daily account, if such stocks are stored in his business premises.

4. The licensee shall, except when specially exempted by the State Government or by an officer authorised by the State Government in this behalf, submit to the licensing authority concerned a true return in form C, of the stocks, receipts and deliveries of each of the foodgrains every fortnight (1st to 15th and 16th to end of the month), so as to reach him within three day after the close of the fortnight.

5. The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name, address and licence number (if any) of the customer, the date of transaction, the quantity sold, the price per maund and the total amount charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any officer authorised by him in this behalf.

6. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by him or the State Government for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of foodgrains and for the taking of samples of foodgrains for examination.

7. The licensee shall comply with any direction that may be given to him by the State Government in regard to purchase, sale and storage for sale, of foodgrains and in regard to the language in which the register, returns, receipts of invoices mentioned in paragraphs, 3, 4 or 6 shall be written and the authentication and maintenance of the register mentioned in paragraph 3.

8. This licence shall be attached to any application for renewal.

9. This licence shall be valid upto

Place: Signature of the Officer issuing
Date: the Licence.

Notes

In condition No. 2 the brackets and letters "(5)" appearing after the word, "place" have been deleted through amending notification number two above.

FORM C

For use by dealer

(See conditions 4 of Form B.)

Return of stocks, receipts and sales of foodgrains for the fortnight ending 195 .

Name

No. of licence.....

Address

Particulars of godowns where stock held

Variety of the foodgrains.

Particulars	Quantity in maunds	Remarks, if any.
-------------	--------------------	------------------

1. Stock at the beginning of the fortnight—

(a) actually with the stockist.

(b) pledged with any person or institutions such as a bank or cooperative society.

Total

2. Quantity purchased during the fortnight and source of supply.

Total

3. Quantity sold.

(a) quantity sold and delivered/removed during the fortnight.

(b) quantity sold but not yet delivered.

Total sold.

4. Stock at the end of the fortnight.

(a) actually with the stockists.

(i) unsold.

(ii) sold but awaiting delivery.

(b) pledged with any other person or institution such as a bank or a cooperative society.

Total

To

1. Licensing Authority.

District.

Place:

Signature.

Date:

.....

By Order of the Governor,

A. K. ROY,

Secretary to the Government.

RAJASTHAN FOODGRAINS DEALERS LICENSING ORDER, 1958

Published in Raj. Raj-patra Dated September 8, 1958 part IV (c) at page 99:

Industries (c) Department

(SUPPLY SECTION)

NOTIFICATION

Jaipur, September 8, 1958.

No. F. 9 (1) (18) Sup./58.—In exercise of the power conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with Notifications of the Government of India in the Ministry of Food and Agriculture (Department of Food) No S.R.O. 2246, dated the 4th July, 1957, and S.R.O. 3138-A, dated the 4th October, 1957, the Governor is pleased to make the following order:—

(1) All Tehsildars for the purpose of Industries 'C' Department order No. F. 27 II (12) Sup./57/F. 9 (I) (18) Sup./58, dated the 4th September, 1958, shall be licensing authority within their jurisdictions.

A. K. ROY

Secretary to Government.

Published in Raj. Raj-patra Dated September 10, 1958 part IV (c) at page 109 :

Industries (c) Department

(SUPPLY SECTION)

NOTIFICATION.

Jaipur, September 10, 1958.

No. F. 9 (1) (18) Sup./58.—In pursuance of clause 2 (d) of the Rajasthan Foodgrains Dealers Licensing Order, 1958, and in supersession of this Department Notification No. F. 9 (1) (18) Sup./58, dated the 8th September, 1958, the State Government hereby appoints all Tehsildars to exercise the powers and perform the duties of the Licensing Authority under the said Order within their respective jurisdiction.

By Order of the Governor,

A. K. ROY,

Secretary to the Government.

Notifications under

Rajasthan Food-grains Dealers Licensing Order, 1958.

Published in Raj Raj-patra part I (b) dated Feb. 9, 1961 at page 514 :

Food Supplies Department

NOTIFICATION

Jaipur, January 11, 1961.

No. F. 1 (123) Food/Sup./59.—In pursuance of clause 9 of the Rajasthan Food-grains Dealers Licensing Order, 1958, the State Government hereby authorises the Enforcement Officers of the Food Supplies Department to exercise the powers specified in the said clause within their respective jurisdictions.

By Order of the Governor,

R D. MATHUR,

Secretary to the Government.

Notification under

The Rajasthan Foodgrains Dealers Licensing Order, 1958

Published in Raj. Raj-patra part I (b) dated November 24, 1960 at page 459

Food Supplies Department

NOTIFICATION

Jaipur, October 18, 1960.

No. F. 1 (123) Food /Sup./59.—In pursuance of clause 9 of the Rajasthan Foodgrains Dealers Licensing Order, 1958, the State Government hereby authorises the Enforcement Inspectors of the Food Supplies Department and every Police Officer not below the rank of a Head Constable to exercise the powers specified in the said clause within their respective jurisdictions.

By Order of the Governor,

R. D. MATHUR,

Secretary to the Government

RAJASTHAN WHEAT (Sale of Stocks) ORDER, 1958.

Notes

Sub-section (1) of section 3 of Essential Commodities Act, 1955 provides that,

(1) If the Central Government is of opinion that it is necessary or expedient so to do for maintaining or increasing supplies of any essential commodity or for securing their equitable distribution and availability at fair prices, it may, by order, provide for regulating or prohibiting the production, supply and distribution thereof and trade and commerce therein. Without prejudice to the generality of this power, an order made under sub-section (1) may provide :—

(f) for requiring any person holding in stock any essential commodity to sell the whole or a specified part of the stock to such person or class of persons and in such circumstances as may be specified in the order ;

Section 5 of the Act authorises the Central Government to delegate its powers under section 3 to the State Government. Such delegation is to be made by a notified order which may direct that the power to make orders under section 3 shall be in relation to specified matters and subject to specified conditions, with such delegation, the powers to make orders under section 3 shall be exercisable by State Government also. The Central Government have made such delegation vide Notifications referred to in the under mentioned notification.

The State Government have, therefore, made this Orders in exercise of the powers conferred by section 3 of the Act and delegated under section 5 of the Act. The Order intends to meet the requirements of clause (f) (in respect of wheat), of sub-section (2) of section 3 of the Act

The above Order has subsequently been amended through Notifications noted below :—

(1) No. F. 9 (1) 18/Sup./58 dated 11/10/58 published in Rajasthan Rajpatra, part IV (c) dated 1/11/58 Ext. Ordinary.

(2) No. F. 10 (2) R.O./Food/58/13290 dated 17/11/58 published in Rajasthan Rajpatra, part IV (c) dated 20/11/58 Extra Ordinary.

The amendments have been incorporated in the body of the Order and reference thereto has been given below the concerned clause of the Order. The amending notifications have been referred through serial numbers as indicated above.

INDUSTRIES (G) DEPARTMENT

NOTIFICATION

Jaipur, September 15, 1958.

No. 9759/Ind./(C)/58.—In exercise of the powers conferred by clause (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955 (10 of 1955) as delegated to it by the Government of India, Ministry of Food and Agriculture (Department of Food) Notification No. G. S. R. 626, dated the 17th July, 1958, the State Government hereby makes the following Order, namely:—

1. *Short title, commencement and extent.*—(a) This Order may be called the Rajasthan Wheat (Sale of Stocks) Order, 1958.

(b) It shall extend to the whole of the State of Rajasthan.

(c) It shall come into force at once.

1A. In this Order the "State Government" means the Government of State of Rajasthan.

These rules have been first published in Rajasthan Rajpatra dated September 15, 1958 in part IV (c) at page 111 :

Notes

Clause 1A has been newly added through amending notification number one above.

2. *Sale.*—Every person holding stocks of wheat when required by the State Government by a direction in writing, shall sell and deliver to such person, at such place at such time, on such day, such quantity of the stock of wheat held or possessed by him, as is specified in the said direction.

Notes

The words, "at such time, on such day" have been added after the word, "place" through amending notification number one above and for the words, "Every dealer" the words, "Every person holding stocks" have been substituted through amending notification number two above.

3. *Power of entry, search, seizure etc.*—Any Police Officer not below the rank of an Assistant Sub-Inspector and any other person authorised in this behalf by the State Government may, with a view to securing compliance with a direction made under clause 2 or to satisfying himself that this Order has been complied with,—

(1) stop and search, or authorise any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for storing wheat;

(2) enter and search and authorise any person to enter and search any place;

(3) seize or authorise the seizure of wheat in respect of which he suspects that a direction made under clause 2 has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such wheat is found or the animals, vehicles, vessels, boats or conveyances used in carrying such wheat and thereafter, take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production;

Provided that in the exercise of the powers of entry and search under this clause, the authorised officer shall,—

(a) pay due regard to the social and religious customs of the occupants of premises; and

(b) call upon to respectable inhabitants of the locality concerned to attend and witness any such search, prepare a list of all the things taken possession of and deliver to the person or owner of the vehicle, premises, etc. so searched a copy thereof duly signed by the said witnesses:

Provided further that if any such premises be found locked up or unoccupied or unattended by or on behalf of the owner or occupier, the same may, in the presence of two witnesses be broken open and entered upon for all or any of the aforesaid purposes.

Notes

The words, "this Order" wherever appearing in clause 3 have been replaced by the words, "a direction made under clause 2" and the words, "any provision of" appearing in sub-clause (3) of clause 3 have been deleted through amending notification number One above.

4. *Supersession*.—This Order supersedes the Rajasthan Wheat (Requisition of Stocks) Order, 1958.

Notes

The Rajasthan Wheat (Requisition of Stocks) Order, 1958, which stands repealed by this Order was published vide Industries (c) Department (Supply section) Notification No. F. 27 II (12) Sup./57/F. 9 (1) (18) Sup./58 dated 4/9/58 published in Rajasthan Raj-patra, dated 4/9/58.

By Order of the Governor,

A. K. ROY,
Secretary to the Government.

RAJASTHAN Gram and Barley (Sale of Stocks) Order, 1958

Notes

Sub-section (1) of section 3 of Essential Commodities Act, 1955 provides that, "(1) If the Central Government is of opinion that it is necessary or expedient so to do for maintaining or increasing supplies of any essential commodity or for securing their equitable distribution and availability at fair prices, it may, by order, provide for regulating or prohibiting the production, supply and distribution thereof and trade and commerce therein." Without prejudice to the generality of this power, an order made under sub-section (1) may provide:—

(f) for requiring any person holding in stock any essential commodity to sell the whole or a specified part of the stock to such person or class of persons and in such circumstances as may be specified in the order ;

Section 5 of the Act authorises the Central Government to delegate its powers under section 3 to the State Government. Such delegation is to be made by a notified order which may direct that the power to make orders under section 3 shall be in relation to specified matters and subject to specified conditions. With such delegation, the powers to make orders under section 3 shall be exercisable by State Government also. The Central Government have made such delegation vide Notifications referred to in the under mentioned notification.

The State Government have, therefore, made this order, in exercise of the powers conferred by section 3 of the Act, and delegated under section 5 of the Act. The Order intends to meet the requirements of clause (f), (in respect of Gram and Barley), of sub-section (2) of section 3 of the Act.

The above Order has subsequently been amended through Notifications noted below:—

(1) No. F. 9 (1) (18)/Sup./58 dated 11/10/58, published in Rajasthan Raj-patra, part IV (c), dated 1/11/58 Extra Ordinary.

(2) No. F. 10 (2) RO/Food/58/13324-58 dated 17/11/58, published in Rajasthan Raj-patra, part IV (c), dated 20/11/58 Extra Ordinary.

The amendments have been incorporated in the body of the Order and reference thereto has been given below the concerned clause of the Order. The amending notifications have been referred through the serial number as indicated above.

INDUSTRIES (c) DEPARTMENT NOTIFICATION.

Jaipur, September 22, 1958.

No. F. 9 (1) (18)/Sup./58.—WHEARS the State Government is of opinion that it is necessary so to do for maintaining and securing supplies of gram, gramdal and barley at fair prices;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the Government of India, Ministry of Food and Agriculture (Department of Food) Notification No. G.S.R. No. 201 (15/1/58-Py II, dated the 15th September, 1958, the Government of Rajasthan makes the following order, namely:—

1. *Short title, commencement and extent.*—(a) This Order may be called the Rajasthan Gram and Barley (Sale of Stocks) Order, 1958.

These rules have been first published in Rajasthan Raj-patra dated September 22, 1958 in part IV (c) at page 113 :

(b) It shall extend to the whole of the State of Rajasthan.

(c) It shall come into force at once.

2. *Definition.*—In this Order, unless the context otherwise requires—

(a) "Gram" includes gramdal, and

(b) "State Government" means the Government of the State of Rajasthan.

3. *Sale.*—Every person holding stock of gram or barley or both, shall when required by the State Government by a direction in writing, sell and deliver to such person, at such place, at such time, on such day, such quantity of the stock of gram or barley or both held or possessed by him, as is specified in the said direction.

Notes

The words, "Every dealer in" have been substituted by the words, "Every person holding stock of" and after the word, "place" the words, "at such time, on such day" have been added through amending notifications numbers two and one above respectively.

4. *Power of entry, search, seizure etc.*—Any Police Officer not below the rank of the Assistant Sub-Inspector and any other person authorised in this behalf by the State Government may with a view to securing compliance with a direction made under clause 3 or to satisfying himself that a direction made under clause 3 has been complied with,—

(1) stop and search or authorise any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for storing gram or barley or both;

(2) enter and search and authorise any person to enter and search any place;

(3) seize or authorise the seizure of gram or barley or both in respect of which he suspects that this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such gram and barley are found or the animals, vehicles, vessels, boats or conveyances used in carrying such gram and barley and thereafter, take or authorise the taking of all measures necessary for securing the production of the Packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production:

Provided that in the exercise of the powers of entry and search under this clause, the authorised officer shall—

(a) pay due regard to the social and religious customs of the occupants of the premises; and

(b) call upon two respectable inhabitants of the locality concerned to attend and witness any such search, prepare a list of all the things taken possession of and deliver to the person or owner of the vehicle, premises, etc. so searched a copy thereof duly signed by the said witnesses;

Provided further that if any such premises be found locked up or unoccupied or unattended by or on behalf of the owner or occupier, the same may, in the presence of two witnesses be broken open and entered upon for all or any of the aforesaid purposes.

Notes

The words, "this Order" whenever appearing in clause 4 have been replaced by the words, "a direction made under clause 3 and the words," "any provision of" appearing in sub-clause (3) of clause 4 have been deleted through amending notification number one above.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notifications under

COTTON CONTROL ORDER, 1955

Published in Raj. Raj-patra Dated October 11, 1956 part I (b) at page 615:
Industries and Mines Department.

(Industries Section)

NOTIFICATION

Jaipur, September 27, 1956

No. D.16832/F.2A (4) Sup./55.—In exercise of the powers conferred by part (ii) of sub-clause (i) of clause 2 of the Cotton Control Order, 1955, Government of Rajasthan hereby authorises the following Officers to be licensing authorities for their respective jurisdictions shown in column 3 below:—

S. No.	Name of Officer	Jurisdiction.
1.	All Collectors of the Districts except those of Jaipur & Jodhpur	Respective Distts.
2.	Assistant Director, Industries & Commerce, Jaipur	Jaipur District.
3	Assistant Director, Industries and Commerce, Jodhpur	Jodhpur District.

Published in Raj. Raj-patra Dated March 28, 1957 part IV (c) at page 901:

Industries (C) Department

(SUPPLY SECTION).

NOTIFICATION

Jaipur, March 7, 1957.

No. F. 28 (2)/I/56 —In exercise of the powers conferred by part (ii) of sub-clause (i) of clause 2 of the Cotton Control Order, 1955 and in supersession of all previous Notifications on the subject, Government of Rajasthan hereby authorise the Collector, Ajmer to be Licensing Authority for Ajmer District.

By Order of the Governor,

A. K. ROY,

Secretary to the Government

Published in Raj. Raj-patra Dated July 3, 1958 part IV (c) at page 567 to 568 :

Jaipur, June 20, 1958.

No. F. 2A (4) Sup/55/D. 12795-I.—In exercise of the powers conferred by part (ii) of sub-clause (i) of clause 2 of the Cotton Control Order, 1955, Government of Rajasthan hereby authorises all the Collectors to be the licensing authorities within their respective District.

2. This Notification supersedes the Government of Rajasthan, Industries & Mines Department (Industries Section), Jaipur's Notification No. D 16832/F. 2A (4)/Sup/55, dated September, 1956 and Industries 'C' Department Supply Section, Jaipur's Notification No. F. 28 (2)/I/56, dated the 7th March, 1957.

By Order of the Governor,

A. K. ROY,

Secretary to the Government.

COTTON CONTROL ORDER, 1955.

Published in Raj. Rajpatra part I (a) dated October 29, 1959 at page 214

Industries (C) Department

NOTIFICATION

Jaipur, September 12, 1959.

No. D. 658 F. 6 (1) Ind. (C) Supp. 59.—In exercise of the powers conferred by Part (ii) of sub-clause (1) of clause 2 of the Cotton Control Order, 1955 and in continuation of this Department Notification No. D. 16832 F. 2A (4) Supplies 55, dated the 27th September, 1956, the State Government hereby authorises the Director of Industries & Supplies, Rajasthan to issue 'B' class licences throughout the State of Rajasthan.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

Notification under

COTTON TEXTILES CONTROL OF MOVEMENT ORDER, 1948.

Published in Raj Raj-patra Dated July 3, 1958 part IV (c) at page 567:

(Supply Section)

NOTIFICATIONS

Jaipur, June 19, 1958.

No. F. 22 (1) Sup/57.—In exercise of the powers conferred by sub-clause (i) of clause 3 of the Cotton Textiles (Control of Movement) order, 1948, the Government of Rajasthan is pleased to Order that every person shall be free to transport cloth and yarn from any place in the State of Rajasthan to any place in India except the Corridor area that is to say the area of 20 miles adjoining the border of foreign territory.

2. This Notification supersedes the Government of Rajasthan Civil Supplies Department, Jaipur's Notification No. F. 14 (3)/CS/(CYC)/53, dated the 4th September, 1954.

Notifications under

FERTILIZER (CONTROL) ORDER, 1957.

Published in Raj. Raj-parta Dated November 28, 1957 part I (b) at page 781-782

Agriculture Department

NOTIFICATIONS

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/I.—In pursuance of Clause 5 of the Fertilizer (Control) Order, 1957, the State Government hereby fix 1st December, 1957 to be the date with effect from which no person shall carry on the business of selling fertilizers except under and in accordance with the terms and conditions of a licence granted to him under the said Order.

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/II.—In pursuance of clause 10 of the Fertilizers (Control) Order, 1957, the State Government hereby notify that without prejudice to the provisions of Clause 5, no person shall, with effect from 1st December, 1957, sell, offer for sale, or distribute any mixture of fertilizers in respect of which a certificate of registration has not been obtained under the said Order.

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/III.—In pursuance of Clause 15 of the Fertilizer (Control) Order, 1957, the State Government hereby appoint the Deputy Directors of Agriculture as the Licensing Authorities for the purpose of this Order, within their respective jurisdiction.

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/IV.—In pursuance of Clause 16 of the Fertilizer (Control) Order, 1957, the State Government hereby appoint the Deputy Directors of Agriculture as the Registering Authorities for the purpose of registering mixtures of fertilizers within their respective jurisdiction.

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/V.—In pursuance of Clause 18 of the Fertilizer (Control) Order, 1957, the State Government hereby appoint the Director of Agriculture, Rajasthan, as the authority to whom appeal under the aforesaid Clause shall lie.

Jaipur, November 20, 1957.

No. D. 15540/57/F. 15 (24) Agr./57/VI.—In pursuance of Clause 19 of the Fertilizer (Control) Order, 1957, the State Government hereby appoint the District Agricultural Officers as Inspectors of Fertilizers for the purpose of this Order within their respective jurisdictions.

By Order of the Governor,
B. SINGH,
Secretary to the Government.

Published in Raj. Raj-patra Dated January 9, 1958 part IV (c) at page 886 :

Agriculture Department

NOTIFICATION

Jaipur, December 14, 1957.

No. D. 17411/57/F. 15 (24) Agr./57.—In pursuance of Clause 22 of the Fertilizer (Control) Order, 1957, the State Government in consultation with the Controller of Fertilizers, hereby notify the following rates of licence and registration fees:—

(a) Licence fee for dealers—Rs. 5/ per annum.

(b) Registration fee for each type of manure mixture—Rs. 50/-
(not subject to renewal)

By Order of the Governor,
B. SINGH,
Secretary to the Government.

FERTILISER CONTROL ORDER, 1957

Agriculture (Cell-V) Department

NOTIFICATION

Jaipur, December 28, 1962

No. F. 6/78/Agr. V/62.—In pursuance of Clause 15 of the Fertilizer (Control) Order, 1957, the State Government hereby appoints the Joint Director of Agriculture, Kota as the Licensing Authority for the purpose of this order, within Kota Division.

This is in continuance and partial modification of this Department notification No. D. 15540/57/F. 15/24/Agr/57 III, dated 20-11-1957.

By Order of the Governor,
RAJ KUMAR,

Secretary to the Government.

[Published in Raj. Raj-patra Part I (b) Dt. January 17, 1963 at page 194]

Government of Rajasthan
Agriculture (Cell V) Department

NOTIFICATION

Jaipur, August 22, 1963.

No. F. 3 (3) Agr. V/63—In pursuance to the Clause 11 of the Fertilizer (Control) Order, 1957, it is notified that every person desiring to obtain a certificate of registration under the said order in respect of any mixture of fertilizers shall possess the following qualifications or shall employ a person possessing such qualifications for the preparation of such fertilizer mixtures:—

“Qualifications :—M. Sc. in Inorganic Chemistry with training in Agricultural Chemistry”.

By Order
Khemchand,

Secretary to the Government.

[Published in Raj. Raj-patra Part I (b) Dt. Oct. 3, 1963 at Page 446]

The Rajasthan Food-grains (Procurement) Order, 1959.

FOOD SUPPLIES DEPARTMENT ORDER

Jaipur, October 23, 1959.

No. F. 1 (104) F./Sup./59.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Parliament Act 10 of 1955), read with the Government of India, Ministry of food and Agriculture (Department of food) Order No. GSR-1088, dated the 15th November, 1958, the Governor of Rajasthan is pleased to make the following order, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Food-grains (Procurement) Order, 1959.
- (2) It extends to the whole of the State of Rajasthan.
- (3) It shall come into force on its publication in the Official Gazette.

Notes.

This Order has been made on the authority of clause (c) and (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955. Clauses read as under:—

(c) for controlling the price at which any essential commodity may be bought or sold;

(f) for requiring any person holding in stock any essential commodity to sell the whole or a specified part of the stock to such person or class of persons and in such circumstances as may be specified in the order;

2. In this Order, unless the context otherwise requires:—

(i) 'Commissioner' means the Commissioner, Food Supplies, Rajasthan and includes the Director of Purchases and Storage, Rajasthan and any other Officer authorised by the State Government in this behalf;

(ii) 'Purchase Officer' means an Officer appointed by the Government by that designation and includes an Inspector of the Food Supplies Purchase and Storage Department;

(iii) 'Food-grains' means any one or more of the following food-grains and includes the products thereof.—

Wheat, Barley and Gram,

(iv) 'Government' means the Government of the State of Rajasthan;

(v) 'Government purchase' means the purchase of Food-grains by Government at a selected mandi whether such purchase is made direct through a Government servant or through Government Commission agent appointed for the purpose;

(vi) 'Government purchaser' includes the Purchase Officer or any other Officer appointed by the Government in this.

behalf or the Government Commission agent purchasing food-grains on behalf of the Government;

(vii) 'Government Share' means the whole or that portion of daily arrivals of food-grains at a selected mandi which may be earmarked for purchase by the Government Purchaser;

(viii) 'Inspector' means and includes the Commissioner, Food Supplies, Director of Purchases and Storage, Collector, District Purchase Officer, Inspector Food Supplies and such other person as may be authorised in this behalf by the Government by a general or special order in writing.

(ix) 'Mandi' means a grain market at any of the places specified in the schedule to this order and shall include any other place which the Government may by notification in the Official Gazette declare to be a mandi; and

(x) 'Selected Mandi' means a mandi in respect of which an order has been made under clause 3.

3. *Selection of Mandi.*—The Commissioner, Food Supplies may by order in writing, declare any mandi to be a selected mandi for the Government purchase of food-grains specifying therein the food-grains in respect of which the mandi is selected, and the date from which the order shall be effective.

4. *Power to amend, vary, withdraw and rescind the order made under clause 3.*—The Commissioner (Food Supplies) may without assigning any reason amend, withdraw, vary or rescind the order made by him under clause 3.

5. *Purchase of Food-grains in selected mandies.*—(1) The Government purchaser may, in a selected mandi, purchase the Government share on payment of price at such rate as may be arrived at by the normal process of bidding or may be agreed upon or at the controlled rate.

(2) In a selected mandi no person shall purchase or take delivery of or otherwise deal with any portion of the daily arrivals of food-grains unless the Government purchaser has taken the Government share or the Government purchaser declares that Government share will not be taken.

(3) For the purposes of taking Government share, the Government purchaser in a selected mandi shall not take part in any transaction fixing the price of food-grains and shall take over Government share at the rates fixed by the normal process of bidding or rates mutually agreed with the seller or at the controlled rate.

6. *Power of entry, search, seizure, etc.*—(1) With a view to securing compliance with this order or to satisfying himself that this

order has been complied with the Commissioner may, either by himself, or by the Inspector or by some other person duly authorised by him in this behalf:—

- (i) enter and search any premises;
- (ii) ask of any person all necessary questions;
- (iii) examine any books and documents;
- (iv) Search and, so far as may be necessary for that purpose, stop any person, vehicle or other conveyance; and
- (v) Seize or authorise the seizure of any food-grain in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened along with the packages, coverings or receptacles in which such food-grain is found or the animals, vehicles or conveyances used in carrying such food-grain and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings receptacle, animals, vehicles or conveyances so seized in a court and for their safe custody pending such production:

Provided that in the exercise of the powers of entry and search under this clause, the Inspector or the person authorised by him shall—

- (i) Pay due regard to the social and religious customs of the occupants of the premises; and
- (ii) call upon two respectable inhabitants of the locality concerned to attend and witness any such search, prepare a list of all the things taken possession of and deliver to the person or owner of the vehicle, premises, etc. so searched a copy thereof duly signed by the said witnesses:

Provided further that if any such premises he found looked up or unoccupied or unattended by or on behalf of the owner or occupier the same may, in the presence of the witnesses, be broken open and entered upon for all or any of the aforesaid purposes.

(2) Every person incharge of premises which is sought to be searched under the provision of sub-clause (1) shall allow the authority making the demand, access to such premises and every person, questioned under the aforesaid sub-clause shall be bound to answer all questions put to him truthfully and to the best of his knowledge.

7. *Government to have overall powers.*—In this order any powers exercisable by an authority subordinate to Government may also be exercised by Government.

SCHEDULE

[See clause 2 (IX)]

List of Mandies

Serial No.	District	Name of Mandies.
1. Ganganagar		Ganganagar, Padampur, Karanpur, Raisinghnagar, Keshrisinghpur, Gajsinghpur, Hanumangarh, Sangaria Pilibanga, Sadul Sahar, Nohar, Bhadra, Suratgarh.
2. Kota		Kota, Baran, Indergarh, Ramganj.
3. Bundi.		Bundi.
4. Jhalawar.		Bhawani Mandi.
5. Tonk.		Tonk, Malpura, Deoli.
6. Udaipur.		Udaipur, Salumber, Amet, Nathdwara, Kankroli.
7. Bhilwara.		Bhilwara, Bejolia, Asind.
8. Sawai Madhopur.		Hindaun, Gangapur, Sawai-Madhopur.
9. Bharatpur.		Bharatpur, Nagar, Deeg, Dholpur, Kaman, Bayana, Nadbai.
10. Alwar.		Alwar, Kherli, Khairthal.

By Order,

J. M. LALWANI,

Deputy Secretary to the Government.

Notifications under

THE RAJASTHAN FOOD-GRAINS (PROCUREMENT) ORDER, 1959.

Published in Raj. Rajpatra part IV (c) dated November 19, 1959 at page 851

NOTIFICATIONS

Jaipur, November 18, 1959.

No. F. 1 (104) F./Sup/59 I.—In exercise of the powers conferred by Clause 3 of the Rajasthan Foodgrains (Procurement) Order 1959, the following mandies are hereby declared as selected Mandies for the purchase of Foodgrains noted against each:—

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|
| 1. Ganganagar, Padampur, Karanpur, Raisinghnagar, Keshrisinghpur, Gajsinghpur, Hanumangarh, Sangaria, Pilibanga, Sadulshahar, Nohar, Bhadra, Suratgarh Mandies of Ganganagar District. | Wheat, Gram and Barley |
| 2. Kota, Baran, Indergarh add Ramganj Mandies of Kota District. | Wheat, Gram and Barley. |
| 3. Bundi. | -do- |
| 4. Bhawani Mandi of Jhalawar District. | -do- |
| 5. Tonk, Malpura and Deoli. | -do- |
| 6. Udaipur, Salumber, Amet, Nathdwara, Kankroli. | Barley. |
| 7. Bhilwara, Bejolia, Asind. | -do- |
| 8. Hindaun, Gangapur, Sawai Madhopur. | Wheat, Gram Barley |
| 9. Bharatpur, Nagur, Deeg, Dholpur, Kaman, Nadbai, Bayana. | Wheat and Gram. |
| 10. Alwar, Kherli and Khairthal. | Gram. |

R. D. MATHUR,
Commissioner, Food Supplies
Rajasthan, Jaipur.

Jaipur, November 18, 1959.

No. F. 1 (104) F./Sup/59-II.—In exercise of powers conferred under sub-clause (ii) of Clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1956, Government are pleased to appoint all Tehsildars as Government Purchaser for the purpose of the Order and as "Inspector" with reference to sub-clause (viii) of Clause 2-*ibid*. The Government are further pleased to order that the power vested in the Commissioner, *vide* Clause 6 of the Order shall be exerciseable also by the Officers of the food Supplies Department not below the rank of Inspector and by all Tehsildars.

By Order,
J. M. LALWANI,
Deputy Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated December 11, 1959 at page 905

Food Supplies Department

NOTIFICATION

Jaipur, December 11, 1959.

No. F. 1 (104) F/Sup./59.—In exercise of powers conferred by clause 4 of the Rajasthan foodgrains (Procurement) Order, 1959, the Commissioner Food Supplies hereby makes the following amendments in Notification No. F. 1 (104)/F Sup. 59 I dated 18th November, 1959 declaring certain mandies as selected mandies for the purchase of Foodgrains:—

Amendment.

1. Add "and Vijainagar" after the word "Suratgarh" and before the word "Mandies" appearing at item 1.
- 2 Delete items 2 to 10.

R. D. MATHUR,
Commissioner, Food Supplies,
Rajasthan, Jaipur.

The Rajasthan Cattle Fodder (Prohibition of Export) Order, 1960.

Relief Department

ORDER

Jaipur, December 16, 1960.

No. Ess./Com./Fodder/Rajasthan/I.—In exercise of the powers conferred by sub-section (1) of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with clauses (d), (i) and (j) of sub-section (2) thereof and as delegated to it by the Government of India, by Ministry of Food and Agriculture (Department of Agriculture) notification S.O. 2993, dated the 6th December, 1960, the State Government hereby makes the following Order, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Cattle Fodder (Prohibition of export) Order, 1960.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Definitions.*—In this Order, unless the context otherwise requires—

(a) "cattle fodder" means—

(i) Hay,

(ii) Bhusa,

(iii) Gobar,

(iv) Karab, or Karbi or Kadbi,

(v) Grass;

(b) "export" means to take or cause to be taken from any place in the State of Rajasthan to any place outside it.

3. *Prohibition of export of cattle fodder.*—No person shall export, or attempt to export, or abet the export of, cattle fodder except under and in accordance with a permit issued in this behalf by the State Government:

Provided that nothing contained herein shall apply to the export of cattle fodder—

(i) not exceeding ten seers in weight by a bona fide traveller as part of his luggage; or

(ii) on Government accounts; or

(iii) under and in accordance with Military Credit Notes.

4. *Powers of entry, search, seizure etc.*—(1) Any police officer not below the rank of a Head Constable or any other person authorised in this behalf by the State Government may, with a view to securing compliance with this Order, or to satisfying himself that this Order has been complied with—

- (a) stop and search, or authorise any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for the export of cattle fodder;
 - (b) enter and search and authorise any person to enter and search any place;
 - (c) seize, or authorise the seizure of, any cattle fodder in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such fodder is found or the animals, vehicles, vessels, boats or conveyances used in carrying such fodder and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels boats or conveyances so seized, in a court and for their safe custody pending such production.
- (2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

By Order of the Governor,
R. D. MATHUR,
Secretary to the Government.

The Rajasthan Sugar Dealers' Licensing Order, 1959

Industries 'A' Department
(Supplies Section)

NOTIFICATION

Jaipur, May 14, 1959.

No. D. 1548/F. 5 (2) Ind. (A) Supp./59.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the Order of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 1088, dated the 15th November, 1958 and with the prior concurrence of the Central Government, the Governor of Rajasthan is pleased to make the following Order, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Sugar Dealers Licensing Order, 1959.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on 1-6-1959.

Notes.

This Order is meant for regulating by licences the storage, transport, distribution, disposal, acquisition, use or consumption of sugar as an essential commodity under Essential Commodities Act. The Order has been made on the authority of sub-section (i) of section 3 read with clause (d) of sub-section (2) of section 3 of the Act.

2. *Definitions.*—In this Order, unless the context otherwise requires;—

(a) "dealer" means a person engaged in the business of purchase, sale or storage, for sale, of sugar in quantities exceeding 137 maunds at any one time, but does not include an industrial undertaking which is engaged in the manufacture or production of sugar and which is registered or licensed under the Industries (Development and Regulation), Act, 1951;

(b) "form" means a form set forth in the Schedule to this Order;

(c) "licensing authority" means the Collector of the District concerned;

(d) "State Government" means the Government of the State of Rajasthan;

(e) "sugar" means any form of sugar, including khandsari sugar containing more than 90 per cent of sucrose.

3. *Licensing of Dealers.*—(1) No person shall carry on business as a dealer except under and in accordance with the terms and conditions of a Licence issued in this behalf by the Licensing authority.

(2) A separate licence shall be necessary for each place of business.

(3) For the purpose of this clause, any person who stores sugar in any quantity exceeding 137 maunds at any one time shall, unless the contrary is proved, be deemed to store the sugar for the purpose of sale.

4. *Issue of Licence.*—(1) Every application for a licence or renewal thereof shall be made to the licensing authority in form 'A'.

(2) Every licence issued or renewed under this order shall be in Form 'B' and shall be subject to the conditions specified therein.

5. *Period of licence and fees chargeable.*—(1) Every licence issued under this Order shall be valid from the date of issue to the 31st December, 1959 and may thereafter be renewed for a further period of one year at a time.

(2) The fees specified below shall be chargeable in respect of each licence, namely:—

For issue of Licence	...	...	Rs. 5/-
For renewal of Licence	...	...	Rs. 2/-
For issue of a duplicate licence	...	...	Rs. 10/-

6. *Power to refuse licence.*—The licensing authority may, after giving the dealer concerned an opportunity of stating his case in writing and for reasons to be recorded in writing, refuse to grant or renew a licence.

7. *Contravention of conditions of licence.*—No holder of a licence issued under this Order shall contravene any of the terms or conditions of the licence and if any such holder contravenes any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by order in writing of the licensing authority.

Provided that no order shall be made under this clause unless the licensee has been given an opportunity of stating his case in writing against the proposed cancellation or suspension.

8. *Appeal.*—(1) Any person aggrieved by any order of the licensing authority refusing to issue or renew a licence or cancelling or suspending a licence under the provisions of this Order may appeal to the State Government within 30 days of the date of the receipt by him of such order.

(2) No order shall be passed in appeal unless the aggrieved person has been given an opportunity of stating his case in writing.

9. *Powers of entry, search, seizure etc.*—(1) The licensing authority or any other officer authorised by the State Government in this behalf may with such assistance, if any, as he thinks fit—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being, or is about to be commi-

- tted, to produce any books, accounts or other documents showing transactions relating to such contraventions;
- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provision of this order or of the conditions of any licence issued thereunder, has been, is being or is about to be committed;
 - (c) take or cause to be taken, extracts from or copies of, any documents showing transactions relating to such contraventions which are produced before him;
 - (d) search, seize and remove stocks of sugar and the animals, vehicles, vessels or other conveyance used in carrying the said sugar in contravention of the provisions of this Order, or of the conditions of the licences issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of sugar and the animals, vehicles, vessels or other conveyances to seized, in a court and for their safe custody pending such production.
- (2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be apply to searches and seizures under this clause.

By Order of the Governor,
A. K. ROY,
Secretary to the Government.

SCHEDULE FORM A

[See clause 4 (1)]

The Rajasthan Sugar Dealers Licensing Order, 1959.

Application for Licence.

1. Applicant's name.
2. Applicant's profession.
3. Applicant's residence.
4. Situation of applicant's place or places of business with village, police station and district.
5. How long the applicant has been trading in sugar.
6. Did the applicant hold a sugar licence on any previous occasion (if so, give particulars including its suspension or cancellation, if any).
7. Quantities of sugar handled annually during the last three years (November-October).
8. Income-tax paid in the two years preceding the year of application (to be indicated separately).

(1).....

(2).....

9. Quantity of sugar in the possession of the applicant on the date of application and the places at which the different quantities are kept.

I declare that the quantities of sugar specified above are in my possession this day and are held at the places noted against them.

I have carefully read the conditions of licence given in Form B appended to the Sugar Dealers' Licensing Order, 1959, and I agree to abide by them.

*(a) I have not previously applied for a licence in this district under this Order;

*(b) I applied for such licence in this district for.....onand was/was not granted a licence on.....

*(c) I hereby apply for renewal of licence No dated issued to me on.....

*Strike off the clauses not applicable.

Place.

Date.

Signature of the applicant.

FORM B

[See clause 4 (2)]

The Rajasthan Sugar Dealers Licensing Order, 1959. Licence for purchase, sale or storage for sale of sugar.

Licence No

I. Subject to the provisions of the Rajasthan Sugar Dealers Licensing Order, 1959, and to the terms and conditions of this Licence is/are hereby authorised to purchase, sell, or store for sale of sugar.

2. The licensee shall carry on the aforesaid business at the following place:—

3. (i) The licensee shall maintain a register of daily accounts for sugar showing correctly—

(a) the opening stock on each day;

(b) the quantities received on each day showing the place from where and the source from which received;

(c) the quantities delivered or otherwise removed on each day showing the places of destination; and

(d) the closing stock on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of proving which shall be upon him.

(iii) Separate registers should be maintained for khandsari sugar.

4. The licensee shall submit to the licensing authority concerned a true return, in Form C, of the stocks, receipts and deliveries

of each of the sugar every fortnight (1st to 15th and 16th to end of the month), so as to reach him within five days after the close of

5. The licensee shall issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name, address, the licensee number (if any) of the customer, the date of transaction, the quantity sold, the price per maund and the total amount charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any officer authorised by him in this behalf.

6. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by the State Government for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of sugar and for the taking of samples of sugar for examination.

7. The licensee shall comply with any direction that may be given to him by the State Government or the licensing authority in regard to purchase, sale and storage for sale, of sugar and in regard to the language in which the register, returns, receipt or invoices mentioned in paragraphs 3, 4 or 5 shall be written and the authentication and maintenance of the register mentioned in paragraph 3.

8. This licence shall be attached to an application for renewal.

9. This licence shall be valid up to.....

Place.

Date.

Signature of the Officer
Issuing the Licence.

FORM C

For use by a dealer.

(See condition 4 of Form B).

Return of stocks, receipts and sales of sugar for the fortnight ending

Name.....

No. of licence

Address....

Particulars of godowns where stock held and quantity in stock in each quality of sugar in stock in bags/maunds.

Particulars of
Godown.

Quantity in stocks
bags/maunds.

Remarks
if any

1.
2.
3.

The Rajasthan Sugar Dealers' Licensing Order, 1959.

1. Stock at the beginning of the fortnight.

(a) actually with the licensee..... .. bags/maunds.

(b) pledged with any person or institution such as a Bank
or Co-operative Society.....bags/maunds.

Total.... ..bags/maunds.

2. Quantity purchased during the fortnight and source of
supply.

3. Quantity sold.

(a) quantity sold/and delivered/removed during the fort-
night..... .. bags/maunds.

(b) quantity sold but not yet delivered

Total sold.....bags/maunds.

4. Stock at the end of the fortnight.

(a) actually with the licensee.

(i) unsold

(ii) Sold but awaiting delivery..... ..

(b) pledged with any other person or
institution such as a Bank or a

.. Co-operative Society

Total

To

1. Licensing Authority.

District.

Signature.

..... ..

Notifications Under,

Rajasthan Sugars Dealer Licensing Order, 1959.

Published in Raj. Raj-patra part I (b) dated May 25, 1961 at page 38 :

Food Supplies Department

NOTIFICATION

Jaipur, May 2, 1961.

No. F. 13 (29) Food/Sup./61.—In exercise of the powers conferred by clause 9 of the Rajasthan Sugar Dealers Licensing Order, 1959, the State Government hereby authorises every Police Officer not below the rank of a Head Constable and the Enforcement Inspector, Food Supplies Department to exercise the powers specified in the said clause within his jurisdiction.

By Order of the Governor,

R. D. MATHUR,

Secretary to the Government.

Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959.

Published in Raj. Raj-patra part IV (c) dated April 30, 1959 at page

Food Supplies Department

NOTIFICATION

Jaipur, April 28, 1959.

No. F. 10 (120) RO./Food/59.—In exercise of powers conferred by clauses 3 and 4 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order 1959, the Government of Rajasthan hereby authorises all Collectors, Sub-Divisional Officers and Tehsildars having jurisdiction in the external and internal border areas of the State as defined in clause 2 of the said order, to issue permits under the said clauses within their respective jurisdiction.

By Order of the Governor,

S. L. AHUJA,

Secretary to the Government.

Published in Raj. Raj-patra part I (b) dated July 9, 1959 at page 215

Food Supplies Department

NOTIFICATION

Jaipur, June 20, 1959.

No. F. 10 (120)/Ro./Food/59/1897.—In exercise of the powers conferred by sub-clause (1) of clause 6 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order 1959, the Government of Rajasthan hereby authorises all Inspectors of the Anti-Smuggling Force of the Excise and Taxation Department, Rajasthan, having jurisdiction in the external and internal border areas of the States as defined in clause 2 of the said Order in exercise the powers as detailed at item (i) (ii) and (iii) of sub-clause (1) of clause 6 *ibid.*

By Order of the Governor,

S. L. AHUJA,

Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated February 11, 1960 at page 1123

Food Supplies Department

NOTIFICATIONS

Jaipur, February 11, 1960.

No. F. 1 (3) Food/Sup./59-I.—In exercise of the powers conferred by sub-clause (i) of clause 6 of the Rajasthan Foodgrains (Restriction on Border Movement) Order, 1959, the Government of

Rajasthan, hereby, authorises all the Enforcement Officers-cum-Special Magistrates to exercise the powers specified in the said clause 6, within their respective jurisdiction in the "external border areas" and the "internal border areas" as defined in clause 2 of the said Order.

Published in Raj. Raj-patra part IV (a) dated October-13, 1960 at page 395.

ORDER

Jaipur, October 7, 1960.

*No. F. 1 (8) F./Supp./60:—*In exercise of powers conferred by clauses 3 & 4 of the Rajasthan Foodgrains (Restrictions on Border Movements) Order, 1959 and clause 3 of the Inter Zonal Wheat (Movement Control) Order, 1957 the Rajasthan Government hereby authorises all Collectors and Tehsildars in Rajasthan to issue transit permits for movement of wheat.—

(A) When the movement is sponsored from any place within their jurisdiction to any other place in Rajasthan, but the movement (whether by Rail or by Road) has to take place through the territory of another State/Zone.

(B) When the movement has been sponsored by Road from another State/Zone, but before reaching its destination it has to pass through Rajasthan.

By Order of the Governor,
R. D. MATHUR,
Secretary to the Government.

RAJ. FOODGRAINS (RESTRICTION ON BORDER MOVEMENT) ORDER 1959

Food & Civil Supplies Department

Jaipur, January 7, 1965.

Notification No. F. 1 Food/Sup./64.—The following Order issued by the Government of India, Ministry of Food and Agriculture, Department of Food, New Delhi, first published in the Gazette of India, Extraordinary Part, II Section 3 Sub-section (i) dated the 5th January, 1965/Pausa 15, 1886 (Saka), is, hereby republished for general information.

Ministry of Food and Agriculture

(Department of Food)

ORDER

G.S.R.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, namely—

1. This Order may be called the Rajasthan Foodgrains (Restrictions on Border Movement) Amendment Order, 1965.
2. In the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959—

(i) after sub-clause (b) of clause 2, the following sub-clause shall be inserted, namely:—

“(bb) “internal border area” means the area within the State of Rajasthan lying within a ten-mile belt all along the border of that State adjoining the States of Punjab, Uttar Pradesh, Madhya Pradesh, Maharashtra and Gujarat.”

(ii) after clause 2, the following clause shall be inserted, namely—

“3. Restrictions on the movement of foodgrains to or within the internal border area.—No person shall transport, attempt to transport or abet the transport of foodgrains—

(a) to any place in the internal border area from any place outside that area, or

(b) from any place in the internal border area to any other place in that area,

except under and in accordance with a permit issued by the State Government or any officer authorised by the Government in this behalf.”;

(iii) in clause 5.—

(a) for the word and figure “clause 4”, the words and figures “clause 3 or clause 4” shall be substituted;

2] Rajasthan Foodgrains (Restriction on Border Movement) Order 1959

- (b) in sub-clauses (iii) and (iv), for the word "external" the words "internal border area or external" shall be substituted;
- (c) in sub-clause (v), for the word "area", the word "areas" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 8-1-65—Page 5]

Food & Civil Supplies Department

Jaipur, May 31, 1965

Notification No. F. 1 (3) Food/Sup./65.—The following order issued by the Government of India, Ministry of Food and Agriculture, Department of Food, New Delhi, first published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), dated the 17th May, 1965/Vaisakha 27, 1887 is hereby republished for general information.

Ministry of Food and Agriculture

(Department of Food)

Order

New Delhi the 17th May, 1965

G.S.R. 743—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order further to amend the Rajasthan Foodgrains Restrictions on Border Movement) Order, 1959, namely:—

1. This Order may be called the Rajasthan Foodgrains (Restrictions on Border Movement) Second Amendment Order, 1965.

2. In clause 3 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, the following proviso shall be inserted, namely:—

"Provided that nothing contained herein shall apply to the transport of foodgrains within the district of Sri Ganganagar".

[Pub. in Raj. Gaz. Ex. 5 kha(Ga)-Dt. 31-5-65—Page 7]

Notifications under

**RAJ FOODGRAINS (RESTRICTION ON BORDER
MOVEMENT) ORDER, 1959**

Food & Civil Supplies Department

Jaipur, January 20, 1965

Notification No. F. 1 (3) Food/Sup./64.—In exercise of the powers conferred by clause 6 of the Rajasthan Foodgrains (Restriction on Border Movement) Order, 1959 the State Government hereby authorises the Officers of the Department of Food & Civil Supplies, Government of Rajasthan, not below the rank of Enforcement Inspectors, to exercise all powers of entry, search and seizure etc. in their respective jurisdiction, as provided under the said Clause.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 20-1-65]

Food & Civil Supplies Department

Jaipur, January 20, 1965

Notification No. F. 1 (3) Food/Sup./64.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, the State Government hereby authorises all Collectors in the State of Rajasthan to issue permits for transport of foodgrains—

- (a) to any place in the internal border area from any place outside that area;
- (b) from any place in the internal border area to any other place in that area.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 20-1-65]

Food & Civil Supplies Department

Jaipur, February 17, 1965

Notification No. F. 1 (3) Food/Sup./64.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, the State Government hereby authorises all Sub-Divisional Officers and Tehsildars having jurisdiction in the internal border area, to issue permits for transport of foodgrains from any place in the said area to any other place in that area.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 17-2-65]

Food & Civil Supplies Department

Jaipur, February 17, 1965

Notification No. F. 1 (3) Food/Sup./64.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, and in supersession of the Notification No. F. 1 (3) Food/Supp/64, dated the 20th January, 1965 the State Government

hereby authorises all Collectors having jurisdiction in the internal border areas to issue permits for transport of foodgrains:—

- (a) to any place in the internal border area from any place outside that area;
- (b) from any place in the internal border area to any other place in that area.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt.—17-2-65]

Food and Civil Supplies Department

Jaipur, February 7, 1966

Notification No. F. 1 (3) Food/Sup./63.—In exercise of the powers conferred by clause 6 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959; the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. 4 (Ga) Dt. 3-3-66 Page 589]

Food & Supplies Department

Jaipur, October 27, 1967

Notification No. F. 1 (3) Food/Sup./64.—In exercise of powers conferred by clause 3 of the Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959, the State Government hereby authorises all District Supply Officers having jurisdiction in the internal border areas to issue permits for transport of foodgrains—

- (a) to any place in the internal border area from any place outside that area;
- (b) from any place in the internal border area to any other place in that area.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt. 27-10-67 Page 661]

INTER-ZONAL WHEAT (MOVEMENT CONTROL) ORDER, 1959

Published in Raj. Raj-patra part I (b) dated December 17, 1959 at page 422

Food Supplies Department

NOTIFICATION

Jaipur, September 30, 1959.

No. D. 2558/F. 10 (154) RO/Food/59.—In exercise of the powers conferred by clause 3 of the Inter-Zonal Wheat Movement Control Order, 1959 read with the Government of India, Ministry of Food and Agriculture (Department of Food) Notification No. 204 (IZW.O) (4) 345 59-PY, II dated the 29-7-59 the State Government hereby authorises Collectors of all Districts in Rajasthan to issue permits for the export of wheat in the following circumstances—

(1) Seed wheat, for genuine agricultural needs of the agriculturist concerned.

(2) Wheat earned by an agriculturist in lieu of wages from the place of work to his home outside the State.

(3) Wheat for the personal consumption of the produce of his own land by a person owning land in Rajasthan but residing outside it.

By Order of the Governor,

S. L. AHUJA,

Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated February 11, 1960 at page 1123-24

Jaipur, February 11, 1960.

No. F. 1 (3) Food/Sup./59-II.—In exercise of the powers conferred by clause 4 of the Inter-Zonal Wheat Movement Control Order, 1957, the Government of Rajasthan, hereby, authorises the following officers to exercise within their respective jurisdiction, the powers specified in the said clause, namely:—

(1) All Enforcement Officers-cum-Special Magistrates, and

(2) All Patrolling Officers of the Anti-Smuggling Force of the Excise and Taxation Department, Rajasthan.

By Order of the Governor,

R. D. MATHUR,

Secretary to the Government.

ORDER

Jaipur, October 7, 1960.

No. F. 1 (8) F./Supp./60.—In exercise of powers conferred by clauses 3 & 4 of the Rajasthan Foodgrains (Restrictions on Border Movements) Order, 1959 and clause 3 of the Inter Zonal Wheat (Movement Control) Order, 1957 the Rajasthan Government hereby authorises all Collectors and Tehsildars in Rajasthan to issue transit permits for movement of wheat.—

(A) When the movement is sponsored from any place within their jurisdiction to any other place in Rajasthan, but the movement (whether by Rail or by Road) has to take place through the territory of another State/Zone.

(B) When the movement has been sponsored by Road from another State/Zone, but before reaching its destination it has to pass through Rajasthan.

By Order of the Governor,
R. D. MATHUR,
Secretary to the Government.

SUGAR (MOVEMENT CONTROL) ORDER, 1959.

Published in Raj. Raj-patna part IV (c) dated October 13, 1960 at page 395

Food Supplies Department

NOTIFICATION

Jaipur, October 6, 1960.

No. F. 13 (3) Food./Sup./60.—In exercise of powers conferred by sub-clause (1) of clause 6, of the Sugar (Movement Control) Order, 1959 the Government of Rajasthan hereby authorises every Police Officer not below the rank of a Head Constable to exercise, within his jurisdiction, the powers specified in the said sub-clause.

IMPORTED FOODGRAINS (PROHIBITION OF UNAUTHORISED
SALE) ORDER, 1958.

Published in Raj. Raj-patra part IV (c) dated July 30, 1959 at page 410

Food Supplies Department.

NOTIFICATION

Jaipur, June 16, 1959.

No. F. 10 (114) RO/Food/59.—In exercise of the powers conferred by section 5 of the Imported Foodgrains (Prohibition of Unauthorised Sale) Order, 1958, the State Government hereby authorises the Police Officers of the State not below the rank of a Sub-Inspector to exercise all the powers under clauses (i), (ii) and (iii) of sub-section (1) of section 5 of the aforesaid Order.

By Order,
VIJAY SINGH,
Deputy Secretary to the Government.

Notifications under

IMPORTED FOODGRAINS (PROHIBITION OF
UNAUTHORISED SALE) ORDER, 1958

Food & Civil Supplies Department

Jaipur, October 30, 1965

Notification No. F. 17. (109) Food/Sup./64.—In exercise of the powers conferred by clause 5 of the Imported Foodgrains (Prohibition of Unauthorised Sale) Order, 1958, issued by the Government of India, in the Ministry of Food & Agriculture (Department of Food), and published in the Gazette of India, Extraordinary (Part II-section 3), dated the 1st November, 1958, the State Government hereby authorises the officers of the Food and Civil Supplies Department, Government of Rajasthan, not below the rank of the Enforcement Inspectors including the Enforcement Inspectors posted at Jaipur and placed at the disposal of the Food Commissioner, to exercise all the powers under sub-clause (1) of clause 5 of the said order.

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 2-12-65 Page 436]

Food And Civil Supplies Department

Jaipur, January 5, 1966

Notification No. F. 17A (400) (E) Food/Sup/65.—In exercise of the powers conferred by sub-rule (3) (c) of rule 125 of the Defence of India Rules, 1962, and all other powers hereunto enabling and with the prior concurrence of the Central Government, the Government of Rajasthan hereby orders that the following amendments shall be made in the Rajasthan Jowar, Maize, Bajra and Paddy Procurement (Levy) Order, 1965:—

AMENDMENTS

1. In the said Order,—

- (i) after the word 'bajra' wherever it occurs, except in Schedule III, a comma and the word 'moth' shall be inserted;
- (ii) for clause 2 (c) the following shall be substituted:—
“(c) ‘Purchase Officer’ means the Commissioner and/or Additional Commissioner, Food Supplies, Rajasthan, for the whole of the State of Rajasthan and the Collector for his district and any other officer or institution authorised by the State Government to function as

Purchase Officer for the whole of the State or any specified part thereof;" and

- (iii) after proviso (ii) to clause 3, the following shall be added:—

"(iii) the State Government may charge as levy on moth from the growers of mixed crop of bajra-moth in such proportion of moth as it may deem fit but not exceeding the limit prescribed for bajra."

[Pub. in Raj. Gaz. Ex 4 (Ga)—Dt—5-1-66 Page 1023]

The Rajasthan Cattle Fodder (prohibition of Export) Order, 1961

Relief Department

ORDER

Jaipur, June 27, 1961.

No. Ess./Com./Fodder/Rajasthan/I.—In exercise of the powers conferred by sub-section (1) of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with clauses (d), (i) and (j) of sub-section (2) thereof and as delegated to it, by the Government of India by Ministry of Food and Agriculture (Department of Agriculture) notification S. O. 1447, dated the 16th June, 1961, the State Government hereby makes the following Order, namely :—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Cattle Fodder (Prohibition of Export) Order, 1961.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Definitions.*—In this Order, unless the context otherwise requires :—

(a) “Cattle Fodder” means :—

(i) Hay,

(ii) Bhusa,

(iii) Gobar,

(iv) Karab or Karbi or Kadbi,

(v) Grass,

(b) “Export” means to take or cause to be taken from any place in the State of Rajasthan to any place outside it.

3. *Prohibition of export of cattle fodder.*—No person shall export or attempt to export, or abet the export of, cattle fodder except under and in accordance with a permit issued in this behalf by the State Government :

Provided that nothing contained herein shall apply to the export of cattle fodder :—

(i) not exceeding ten seers in weight by a *bona-fide* traveller as part of his luggage; or

(ii) on Government accounts; or

(iii) under and in accordance with Military Credit Notes.

4. *Powers of entry, search, seizure etc.*—Any police officer not below the rank of a Head Constable or any other person authorised in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with :—

(a) stop and search or authorise any person to stop and search, any person, boat, motor or any Vehicle or receptacle used or intended to be used for the export of cattle fodder;

(b) enter and search and authorise any person to enter and search any place;

(c) seize, or authorise the seizure of, any cattle fodder in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such fodder is found or the animals, vehicles, vessels, boats or conveyances used in carrying such fodder and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

By Order of the Governor,

R. D. MATHUR,

Secretary to the Government.

The Rajasthan Rice (Export Control) Order, 1961.

Food Supplies Department

NOTIFICATION

Jaipur, April 8, 1961.

No. F. 1 (4) Food/Sup /61.—The following notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) New Delhi is hereby published for general information.

R. D. MATHUR,

Secretary to Government.

[*First published in the Gazette of India, Extraordinary, Part II, section sub-section (i) dated the 4th April, 1961*]

Ministry of Food and Agriculture

(Department of Food)

ORDER

New Delhi, the 4th April, 1961.

G. S. R. —In exercise of the powers conferred by section of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Rice (Export Control) Order, 1961.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Definitions.*—In this Order, unless the context otherwise requires :—

(a) “export” means to take or cause to be taken from any place in the State of Rajasthan to any place outside it;

(b) “rice” includes paddy and products of rice or paddy other than rice husk and bran;

(c) “State Government” means the Government of the State of Rajasthan.

3. *Restrictions on export of Rice from Rajasthan.*—No person shall export or attempt to export or abet the export of rice except under and in accordance with a permit issued by the State Government or any officer authorized by that Government in this behalf.

Published in Rajasthan Raj-patra part IV (c) dated April 8, 1961 at page 13.

Provided that nothing contained herein shall apply to the export of rice :—

(i) not exceeding five kilograms in weight in the aggregate by a *bona fide* traveller as part of his luggage; or

(ii) on Government account; or

(iii) under and in accordance with Military Credit notes;

Provided further that it shall be lawful for a person to :—

(i) export seed paddy not exceeding four quintals for *bona fide* agricultural purposes, or

(ii) export rice, being the produce of his own land situated in the State of Rajasthan, for *bona fide* consumption by himself and the members of his family in a place situated outside the State of Rajasthan,

under and in accordance with a permit issued by the State Government or any officer authorized by that Government in this behalf.

4. *Powers of entry, search, seizure, etc.*—(1) Any Police Officer not below the rank of Head Constable or any other person authorized in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with :—

(a) stop and search, or authorize any person to stop and search any person, boat, motor or any vehicle or receptacle used or intended to be used for the export of rice;

(b) enter and search or authorize any person to enter and search any place;

(c) seize or authorize the seizure of any rice in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened along with the packages, coverings, or receptacles in which such rice is found or the animals, vehicles, vessels, boats or conveyances used in carrying such rice and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provision of section 102 and 103 of the Code of Criminal Procedure, 1898, relating to searches and seizures shall, so far as may be apply to searches and seizures under this clause.

5. *Effect of the order.*—The provisions of this Order are in addition to and not in derogation of the provisions of the Rice (Restrictions on Railbookings) Order, 1957.

[No. 204 (1) RAJ/502/61-PY. II]

Sd/- B. P. BAGCHI,

Jt. Secretary to the Government of India.

The Rice (Import from Punjab) Order, 1961

Food Supplies Department

NOTIFICATION

Jaipur, October 6, 1961.

No. F. 1 (6) Food./Sup /61.—The following Order of the Government of India in the Ministry of Food and Agriculture (Department of Food) New Delhi is hereby re-published for general information :—

BALWANT SINGH

Secretary to Government.

[*First published in the Gazette of India Extraordinary, Part-II, Section 3, Sub-section (i) dated the 19th September, 1961.]*

Ministry of Food & Agriculture

(Department of Food)

ORDER

New Delhi, the 19th September, 1961.

G.S.R. 1145.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely :—

1. *Short title & application.*—(1) This Order may be called the Rice (Import from Punjab) Order, 1961.

(2) It applies to the whole of India except the State of Jammu and Kashmir.

2. *Import of rice from the State of Punjab.*—Notwithstanding anything contained in any of the Orders specified in column 1 of the schedule below, it shall be lawful for any person to import rice from any place in the State of Punjab into any place in any State specified in column 2 of the said schedule under a permit granted by the Government of the State of Punjab or an officer authorized in this behalf by that Government.

Explanation.—For the purposes of this Order rice includes broken rice but does not include paddy or products of rice or paddy.

THE SCHEDULE

Name of Order	State/Union territory to which the Order extends.
1. The Rice (Southern Zone) Movement Control Order, 1957.	State of Andhra Pradesh, Kerala, Madras, Mysore & Pondicherry.
2. Bihar Foodgrains (Movement Control) Order, 1957.	The State of Bihar.
3. Madhya Pradesh Rice (Movement Control) Order, 1957.	The State of Madhya Pradesh.
4. The Madhya Pradesh Foodgrains (Restrictions on Border Movement) Order, 1959.	" " "
5. The Utter Pradesh Foodgrains (Movement Control) Order, 1958.	The State of Utter Pradesh.
6. The U. P. Foodgrains (Restriction on Foodgrains Movement) Order, 1959.	" " "
7. The Rice (Eastern Zone) Movement Control Order, 1959	The States of Orissa and West Bengal.
8. The Rajasthan (Rice Import Restriction) Order, 1960.	The State of Rajasthan.
9. The Rajasthan Foodgrains (Restrictions on Border Movement) Order, 1959.	" " "
10. Assam Foodgrains (Licensing and Control) Order, 1961.	The State of Assam.

[No. 204 (NRZ) (2)/555/61-PY. II]

B. P. BAGCHI,
Joint Secretary.

RAJASTHAN CEMENT CONTROL ORDER, 1961

Rescinded vide Industries 'A' Department Notification
dated 27-12-65.

RAJASTHAN COAL CONTROL ORDER, 1964

Notification No. F. 2 (i) 22 Ind. (A) Sup./61.—In exercise of the powers conferred by clauses (c), (d), (e), (h), (i), (ii) and (j) of sub section (2) of section 3 of the Essential Commodities Act, 1955 (Central Act X of 1955) read with the Government of India, Ministry of Production, Notification No. S. R. O. 1185, dated the 2nd April, 1957 and Ministry of Steel, Mines and Heavy Engineering (Department of Mines and Metals) Notification No. 11.2.63, CI dated 17th December, 1963, and in supersession of all the previous Orders made in this behalf, the State Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This order may be called the Rajasthan Coal Control Order, 1964.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force with effect from the date of its publication in the official Gazette.

2. Definition.—In this Order, unless the context otherwise requires:—

(i) “coal” includes coke and the following derivatives, namely:—

(a) Soft coke.

(b) Steam Coal.

(c) Beehive Hard Coke and Bye Product Coke.

(d) Slack Coal, and

(e) Any other variety of coal/coke mentioned in the Colliery Coal Control Order, 1954.

(ii) “dealer or stockist” means a person who deals in coal involving sale or stock for sale of coal.

(iii) “Form” means a form specified in schedule I to this Order;

(iv) “licence” means a licence granted under the provision of this Order;

(v) “licensee” means a person holding a licence;

(vi) “Licensing Authority” means Collector of the district concerned;

(vii) “Schedule” means a Schedule to this Order;

(viii) “State Coal Controller” means the Director of Industries and Civil Supplies, Rajasthan, Jaipur.

3. No dealer to sell etc., coal except under licence.—No dealer shall sell or cause to be sold or stock for sale, coal except under a licence and in accordance with the terms and conditions thereof and of the provisions of this Order.

4. Application for licence.—(1) Every person desiring to obtain a licence under clause 3 shall make an application to the Licensing Authority in Form "A".

(2) Every person who, immediately before the date on which this Order comes into force, carries on the business of selling or stocking for sale of coal, shall make an application for a licence under clause 3 within one month from the said date.

(3) The fee for a fresh licence shall be Rs. 10/- and for renewal of a licence shall be Rs. 5/-.

(4) The applicant shall, along with the application, deposit with the Licensing Authority a sum of Rs. 100/- as security for the due performance of the conditions of licence that may be granted to him.

5. Grant or refusal of licence.—(1) The Licensing Authority may, for reasons to be recorded in writing, refuse to grant a licence to any applicant and shall forthwith furnish him with a copy of the order so passed.

(2) When an application for licence is not refused under sub-clause (1), the Licensing Authority shall grant the applicant a licence in Form 'B'.

6. Power to cancel or suspend Licence or forfeit security.—(1) The Licensing Authority may, after giving the licensee an opportunity of being heard, cancel or suspend his licence or order the forfeiture, in whole or in part, of the amount of security deposited under clause 4, for contravention of any provision of this Order or any term or condition of the licence granted thereunder.

(2) A copy of the order cancelling or suspending the licence or forfeiting the amount of security shall be communicated to the licensee forthwith.

7. Appeal.—(1) Any person aggrieved by an order refusing to grant a licence under clause 5 or cancelling or suspending a licence or forfeiting security under clause 6 may, within two weeks from the date of the receipt of the copy of the order, appeal to the State Coal Controller.

(2) The State Coal Controller may, after giving the applicant an opportunity of being heard and calling for such further information or evidence which he may deem necessary, pass such order as he deems fit.

8. Prohibition against refusal to sell.—On demand and offer of price, no licensee shall refuse to sell coal without reasonable cause.

Explanation.—The expectation or possibility of obtaining a higher price at some future date shall not be deemed to be a reasonable cause for the purpose of this clause.

9. Prohibition against purchase of coal from person other than licensee.—No person shall purchase coal from a person who is not a licensee.

10. Accounts to be kept and returns to be made.—The licensee shall keep and maintain an account of coal (separately for each variety) purcha-

sed, stocked and sold, and furnish a return in form 'C' on such date or dates as may be directed by the Licensing Authority.

11. Declaration of stocks.—The Licensing Authority may require a licensee or any person to declare the stock of coal and may also require him to furnish information as to the source of purchase and the price or any consideration given for it.

12. Prohibition of selling or buying at higher price.—No person shall sell, or offer for sale, and no person shall buy, coal at a price higher than that fixed under clause 13.

13. Fixation of coal price —The Licensing authority, shall, from time to time, fix the maximum selling price of Coal (Separately for each variety) in accordance with the formula specified in Schedule II to this Order. The Licensing Authority may fix different maximum selling prices for the same variety of coal in respect of different areas.

14. Power of entry, search etc.—The State Coal Controller, the Licensing Authority or any other Officer authorised in this behalf by the State Coal Controller may, with such assistance as he may consider necessary—

(a) enter, inspect and search any place or premises, vehicle, vessel or aircraft, in which he has reasons to believe that any contravention of the provisions of this Order has been, is being or is about to be made :

Provided that in the exercise of this power, the Officer shall have regard to the social and religious customs of the occupant of such place or premises :

Provided further that, if any such place or premises, vehicle, vessel or aircraft is found locked or un-occupied or un-attended by or on behalf of the owner or occupier, the same may, in the presence of two witnesses, be broken open and entered upon for all or any of the aforesaid purposes :

(b) require the owner, occupier or any person in charge of such place or premises, vehicle, vessel or aircraft to produce any books, accounts or other documents relating to trade in coal;

(c) take or cause to be taken extracts from or copies of any documents relating to the trade which are produced before him or are otherwise found; and

(d) search, seize and remove stocks of any coal which in his opinion is held in contravention of the provisions of this Order.

15. Exemption.—The Licensing Authority may, by general or special order and with the prior approval of the State Government, exempt, to such conditions as may be specified in the order, any class of persons from all or any of the provisions of this Order.

SCHEDULE I

FORM 'A'

(See clause 4)

Form of application for a licence under clause 4 of the Rajasthan Coal Control Order, 1964.

1. Applicant's name.
2. Applicant's Profession.
3. Applicant's residential address.
4. Location of the depot/place of business with particulars as to building, mohalla, town, or village, police station, village and district.
5. Total area, sq yards, of the applicant's Depot or place of business.
6. Has the applicant been already trading in Coal ? If so, the month and year since when he has been doing such trade continuously.
7. Approximate quantities of coal sold during the last three calendar years, immediately preceding the date of applicant.

1st year	.....	.....tons.
2nd year	....	... .. tons.
3rd year....	... ..	tons.
8. Sale Tax Registration No. of the applicant.
9. Income Tax Registration No. of the Applicant.

I hereby apply for the grant of licence to deal in coal involving its sale or stock for sale under the Rajasthan Coal Control Order, 1964.

I hereby declare that I hold the stock of.... . tons/C.W.T's of coal in my depot on

I have read the conditions specified in Form 'B' of Schedule I, appended to the Rajasthan Coal Control Order, 1964 and I agree to abide by them.

(a) I have not previously applied for such licence in this city/district.

I applied for such licence in this city/district on.... .. and was refused a licence on.... .. placedate.....

Signature of the applicant.

FORM 'B'

[See clause 5 (2)]

District

Licence No

Licence to deal in coal under the Rajasthan Coal Control Order, 1964.

1. Subject to the provisions of the Rajasthan Coal Control Order, 1964, and to the terms and conditions of this licence, Shri/M/S.....is/are hereby authorised to trade in coal.
2. The licensee shall deal in coal at the following place:—

3. The licensee shall (a) display and keep displayed prominently in his place/depot of business the licence issued to him under this Order and (b) exhibit in a conspicuous part of his depot/place of business, a list of selling prices of all the varieties of coal kept for sale.
- 4.(1) The licensee shall maintain a register of daily accounts showing correctly in respect of each variety of coal:—
 - (a) the opening stock on each day;
 - (b) the quantities received on each day showing the place from where and the source from which they were received;
 - (c) the quantities sold during the day, the correct name of the parties to whom they were sold and the price at which they were sold; and
 - (d) the closing stock at the end of each day.
- (2) The licensee shall maintain the register up-to-date unless prevented by reasonable cause, the burden of proving which shall be upon him.
5. The licensee shall issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name of the customer, the date of transaction, the quantity sold, the price charged and shall keep a duplicate of the same to be available for inspection on the demand by any officer authorised to act under clause 14 of the Rajasthan Coal Control Order, 1964.
6. The licensee shall give all facilities at all reasonable time to the Officers authorised to act under clause 14 of the Rajasthan Coal Control Order, 1964, when the authorities exercise the powers mentioned in that clause.
7. The licensee shall comply with any direction that may be given to him by the Licensing Authority or the State Coal Controller in regard to purchase, sale or stocking of coal.
8. The licence is valid only for depot/place of business for which it is granted.

Place

Date

Signature of the Licensing Authority.

FORM "C"

(See clause 10)

District.....

Licence No.....

Stock and Sale return for the month ending 19 ..

1. Name of the licensee.
2. Location of the Depot/place of business.
3. Particulars.

Quantity in tons

Remarks if any.

(a) Stock at the beginning of the month.

(b) Receipts during the month.

(c) Sales during the month.

(d) Balance at the end of the month.

Note.—(1) Only those quantities should be mentioned against (a), (b), (c), and (d) as relate to the allotments made by the Licensing Authority.

(2) A separate statement shall be submitted under paragraph 3 for each variety of coal.

Place.....

Date ..

Signature of Licensee.

SCHEDULE II

(See clause 13)

Formula for the determination of maximum selling price of the coal under the Rajasthan Coal Control Order' 1964.

S. No.	Items.	Basis.
1.	Ex-Colliery price.	actual.
2.	Central Labour Cess and Sale Tax.	actual.
3.	Railway freight.	actual.
4.	Middle-Man's commission.	per ton as permissible.
5.	Local Taxes, Octroi etc.	actual.
6.	Total of (1 to 5).	....
7.	Loss in transit:—	
	(a) 5 percent (for steam, Smithy and Slack coal and hard Coke of (6).	
	(b) 8 percent (for soft coke) of (6).	
8.	Unloading, transport and stacking to be fixed by the Licensing Authority on the basis of local data ..	

9. Total of (6) to (8).
10. Profit at $7\frac{1}{2}\%$ of (9).
11. Maximum selling price, totals of (9) and (10).

Note:—For retail-sale, an extra charge of Rs. 1.50 nP. per quintal can be charged for weighing while the whole sale delivery price through R.R. shall be the sum of the total of items Nos. 1 to 5 above.

[Raj. Gaz. Ex. Part IV (Ga)-dated 28.5.1964.].

Industries (A) Department

Jaipur, April 6, 1966.

Order No. F. 7 (11) Inl / A/Sup./63 —Government is pleased to order that in the Rajasthan Coal Control Order, 1964 after clause 13 of the said order following new clause 13-A be added :—

“(13,A) Every dealer or other person to whom any order or direction is issued under any powers conferred by or under this order shall comply with such order or direction.”

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 26-5-66—Page 127 (25)].

Rajasthan (Display of Prices of Essential Commodities) Order, 1966

Industries 'A' Department

Jaipur, August 19, 1966.

Order No. F. 37 (49) Ind./A/66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Notification of the Government of India, Ministry of Food, Agriculture, Community Development and Co-operation, (Department of Food, No. 203-Gen. (6) 1885/66 Py. II. dated 9th June, 66 and Ministry of Commerce Order No 26 (II) Com. Gen/66, dated the 18th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following order namely :—

1. Short title, extent and commencement :—

(a) This Order may be called the Rajasthan (Display of prices of Essential Commodities) Order, 1966.

(b) It extends to the whole of the State of Rajasthan.

(c) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires.

(a) "Government" means the Government of Rajasthan.

(b) "Article" means any essential commodity mentioned in the Schedule.

(c) "Dealer" means a person who deals in the sale or storage for sale of any of the articles mentioned in the Schedule.

(d) "form" means a form appended to this order.

(e) "list of prices" means the list maintained from time to time by a dealer in Form "A" indicating the sale prices of the articles specified in the Schedule in which the dealer carries on business.

(f) "price" in relation to an article means the amount of money for which the dealer sells or agrees to sell or part with or offers to sell or part with any article but does not include sales Tax ; and

(g) "Schedule" means the Schedule appended to this Order.

3. Display of list of Prices.—Not later than fifteen days from the commencement of this order every dealer shall during the hours of his business display conspicuously in Form "A" a list of prices of articles he deals in at a place as near to the entrance of his business premises as possible:

Provided that numerals to be used in the list of prices shall be either in the Devnagari form of numerals or any international form of India numerals :

Provided further that in the case of an article which is added to the Schedule at any time after the commencement of this Order the period of fifteen days shall be counted from the date on which such article is added to the Schedule.

4. Amendments in the Schedule:—The Government may by order notify in the official Gazette add to, or omit from the Schedule any other article and thereupon the Schedule shall be deemed to be amended accordingly.

5. Sale of articles according to list of prices.—No dealer shall—

- (i) sell to any person any article mentioned in the schedule at a price higher than that specified in respect of such article in the list of prices;
- (ii) refuse to sell such article to any person at the price so specified or marked ;
- (iii) sell any article to any person without issuing a cash memo or a bill and without keeping a duplicate copy of such memo or bill :

Provided that it shall not be necessary to issue any such memo (giving particulars of the purchaser i. e. address etc.) or bill or to keep any such duplicate copy in respect of sale of any article costing not more than Rs. 7/- unless demanded by the purchaser.

6. Power of entry, search, seizures. etc.—The District Magistrate, any Magistrate of First Class, any Police Officer not below the rank of Circle Inspector, District Supply Officer, Assistant District Supply Officer, Enforcement Inspector, Officers of the Industries Department not below the rank of Inspector of Industries or any other person authorised by the Government in writing in this behalf, may with such assistance, if any, as he thinks fit, with a view to securing compliance with this order or satisfying himself that this order has been complied with—

(a) require any person to give a copy of his list of prices or any other information in his possession in respect of any business of a dealer carried on by him or on his behalf and such person shall give the copy or information required of him ;

(b) inspect or cause to be inspected any book or document or any stock of articles belonging to or under the control of any person and take such book or document or stock in his possession ; and

(c) enter and search or authorise any person to enter and search premises or place and seize or authorise any person to seize any article in respect of which such officers or the authorised person suspects that any provision of this Order has been/is being or is about to be contravened.

7. Exemption—The Government may from time to time exempt any person or class of persons from the operation of all or any of the provisions of this Order and may, at any time, suspend or cancel such exemptions.

SCHEDULE PART-I

- | | |
|--------------------------------|------------------------------------------|
| 1. Edible Oils of all kinds. | 2. Vanaspati of all makes, |
| 3. Tinned milk and Baby foods. | 4. Tea (Only items specified in Part II) |
| 5. Cycle Tubes and Tyres. | 6. Electric Bulbs. |
| 7. Match Boxes. | 8. Cement. |
| 9. Blades. | 10. Soaps. |
| 1. Torch Cells. | 12. Petroleum Products. |

PART - II

Brook Bond Co.

Supreme Tin.	Red Lable Packet.
Green Label Packet.	Darjeeling Packet.
Rose Packet	Plough Packet.
Dust Packet.	

Liptons Company

Green Label Tin.	Yellow Lable Packet
Red Label Packet.	Himalaya Label Packet.
White Label Tiger Packet.	Lepchu Orange Peekee.
Lepchu Flowery Packet.	Spencer Green Label.
Spencer Red Label.	Tosh Red Label Tosh Blue Label.
Mudis Packet.	Glenmergan Nilgiri

FORM 'A'

Name of Dealer.....

Premises of Business.....

List of prices displayed in accordance with Clause 3 of the Rajasthan (Display of Prices of Essential Commodities) Order, 1966.

S. No.	Name of Artical.	*Quality/ make of Article.	Unit of price.	Price.	Remarks.
1	2	3	4	5	6

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 19-8-66—Page 213]

Industries (A) Department

Jaipur, December 23, 1966.

Notification No. F. 37(49) Ind. (A)66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 read with Government of India, Ministry of Commerce Order, published under S. O. No. 1850 dated June 18, 1966 the Government of Rajasthan is pleased to make the following order further to amend the Rajasthan (Display of Prices of Essential Commodities) order, 1966, namely :—

4] Rajasthan (Display of Prices of Essential Commodities) Order, 1966

1. The order shall be called "Rajasthan (Display of Prices of Essential Commodities) Amendment Order 1966".

2. It shall come into force at once.

3. In the Rajasthan (Display of Prices of Essential Commodities) Order, 1966 :—

(a) After proviso to clause 5, following new proviso may be added :—

"Provided further that in the case of any Essential Commodity which is out of stock, instead of writing the price thereof in the list the words "OUT OF STOCK" shall be written in bold letters against that commodity":

Provided further that if the dealer has paid Sales tax on the Essential Commodity the prices there of shall be mentioned in Column 5 of the form 'A' and it shall clearly be written in the remarks column in bold letters, against the commodity "SALES TAX PAID"

(b) After clause 5, the following new clause be added.

"5-A(i) The Government or any competent officer, if so authorised in writing by the Government may, in respect of any Essential Commodity issue directions to any dealer or class of dealers that such Essential Commodity shall be sold by him in such quantity or number, subject to such conditions, after such intervals and in such manners as may be specified in such directions.

(ii) On and from the receipt of such directions, the dealer shall be bound to comply with such directions".

(c) In the said order in Part I of the Schedule.

(i) For S. No. 3 and entry relating thereto the following shall be substituted, namely :

"3 Tinned Milk and Baby Foods i. e. Amul Milk, Hindusthan Livers Baby milk, Lactogen, Lactodex, Farex, Pasture milk, Glaxo milk and Oster milk.

(ii) for S. No. 5 and the entry relating thereto the following shall be substituted, namely :—

"5-Cycle tubes and tyres (including rickshaw tubes and tyres)"

(iii) For S. No. 12 and the entry relating thereto the following shall be substituted, namely :—

"12-Petroleum Products i.e. Light Diesel Oil, High. Speed Diesel Oil; Kerosene, Superior or inferior, petro Lubricating oils and greases.

(d) In clause 6 :—After the words "Assistant District Supply Officer, the words "Enforcement Officer" may be added.

(ii) The word circle appearing in this clause may be deleted.

(iii) After the words "Inspector of Industries" the words in their respective jurisdiction" may be added.

RAJASTHAN GUEST CONTROL ORDER, 1965

Food and Civil Supplies Department

Jaipur, September 18, 1965.

Notification No. F. 17 (358-11) Food/Sup/65—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food) No. G. S.R. 888, dated the 28th June, 1961, the Government of Rajasthan hereby makes the following Order, namely:—

1. Short Title, Extent and Commencement.—(1) This Order may be called the Rajasthan Guest Control Order, 1965.

(2) It extends to the whole of Rajasthan.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires.—

(a) “caterer” means the proprietor or other person in charge of a catering establishment and includes an agent or servant who acts on behalf of such caterer,

(b) “catering establishment” means a hotel, restaurant, eating house, cafe, tea shop, coffee house, free feeding centre, club, canteen or railway refreshment room and includes any other place of a like nature, open to the public, where food is prepared, supplied or consumed,

(c) “host” means a person who either himself or through any other person undertakes to distribute or provide for consumption food in a party, entertainment or social or other functions.

(d) “institutional establishment” means a hospital, sanatorium, convalescent home, nursing home, orphanage workhouse, infirmary, asylum or school providing food and includes any other establishment of a like nature,

(e) “prohibited foodstuffs” means all foodstuffs other than beverages or liquid refreshments, nuts, fruits, potato wafers, groundnuts, flour and its preparations, samosas and preparations of gram and gram products,

(f) “residential establishment” means a boarding house, apartment house, residential hotel, or nurses’ home and includes any other establishment of a like nature but does not include a private household,

(g) “substantial dish” means a dish described as such in the Schedule to this Order;

(h) “subsidiary dish” means a dish described as such in the Schedule to this Order.

3. Restriction on Preparation, Consumption and Distribution of Prohibited Foodstuffs.—(1) No person, or body of persons acting in concert either jointly or severally, other than a caterer at or in connection with one or more parties, entertainments or functions, shall, on any one day, either himself or themselves, prepare, serve, distribute or provide for consumption, or accept or contribute for service or distribution for consumption any prohibited foodstuffs to more than twenty-five persons (including the host or hosts) at ordinary parties or entertainments or social or other functions or to more than one hundred persons (including the host or hosts) in connection with marriages or funerals.

(2) No caterer at the instance or for the benefit of himself or any person in connection with one or more of his own or such person's parties entertainments or functions, shall, on any one day either himself or through any other caterer, serve, distribute or provide for consumption, or accept for service or distribution for consumption, any prohibited foodstuff to more than twenty-five persons (including the host or hosts) at ordinary parties or entertainments or social or other functions or to more than one hundred persons (including the host or hosts) in connection with marriages or funerals.

(3) No person shall accept or consume any prohibited foodstuff at or in connection with any party, entertainment, social or other function, marriage or funeral where the number of participants (including the host or hosts) exceeds twenty-five in the case of ordinary parties, entertainments or social or other functions, or where such number exceeds one hundred (including the host or hosts) in case of marriages or funerals :

Provided that nothing in this clause shall apply to functions in the premises serving as the headquarters of diplomatic or consular representatives or Governmental Missions of Foreign countries.

(i) the proprietor, manager or other person in-charge of a residential establishment food to consumers or residents in the course of regular business and not in connection with any party, entertainment or social or other function given at the instance of himself or of any other persons;

(ii) the distribution of food containing any prohibited foodstuff by way of "bhog" or "prasad" or as part of a recognised religious ceremony, in any temple, mosque, gurdwara, church or other place of religious worship.

4. Restriction of number of Dishes in parties.—Notwithstanding any thing contained in clause 3, no person or body of persons including a caterer shall serve or distribute for consumption and no person shall accept for service or consumption in parties, entertainments, social or other functions, marriages or funerals, irrespective of whether the number of participants does not exceed twenty-five or one hundred as the case may be, any meal containing more than two courses whether served successively in European style or together in India style. The two courses shall consist of—

(i) one substantial dish and one subsidiary dish, or

(ii) two subsidiary dishes :

Provided that the following may be served as part of a meal in addition to the two courses, namely :—

Soup, bread, biscuits, jam, marmalade, fruit including iced fruit, fruit or vegetable juices, bhaji, papad, pickles, chutney, raita, preserves, onions, celery, ghee, butter, cream, curds, cheese, buttermilk sauce, custard, dressings and such other condiments.

5. Power to exempt.—The State Government or an Officer authorised by the State Government in this behalf may, for reasons to be recorded in writing, by order, exempt any person or body of persons from the operation of any of the provisions of this Order.

6. Powers of entry, search, Seizures, etc.—(1) For the effective enforcement of the provisions of this Order, any officer authorised by the State Government in this behalf, or Collector, or a Police officer of the rank of Station House Officer or above had the officers of the Department of Food & Civil Supplies, Government of Rajasthan, not below the rank of the Enforcement Inspector in their respective jurisdictions may, when they have reason to believe that a contravention of this Order has been, is being or is about to be committed enter and search any premises, interrogate any person and seize any articles including their coverings or containers in respect of which they have reason to believe that the contravention has been, is being or is about to be committed.

(2) The provisions of section 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) shall, so far as may be, apply to searches and seizures under this clause.

THE SCHEDULE

1. European or Chinese type.—(A) A substantial dish shall be one consisting mainly of (1) fish, or (2) meat, or (3) poultry, or (4) game, or (5) curry and rice, or (6) pilao, or (7) hors d'oeuvre consisting of more than three items or of a combination of any of them which in the normal practice is served at the same time as part of the same dish.

Note.—In all cases salad or not more than two vegetables may be served as part of the dish.

(B) A subsidiary dish shall be any sweet dish or one consisting mainly of (1) vegetables, or (2) eggs, or (3) savouries, or (4) maccaroni or spaghetti, or (5) porridge, grapes, nuts or any, other breakfast cereal food, or (6) shell fish, or (7) hors d'oeuvre consisting of not more than three items.

II. Indian Non-vegetarian type.—(A) A substantial dish shall be one consisting mainly of either (1) meat, or (2) poultry, or (3) fish, or (4) biriyani or (5) curry or dal and rice, or (6) pilao, or a combination of any of them which in the normal practice is served at the same time as part of the same dish.

Note.—In all cases salad or not more than two vegetables may be served as part of the dish.

(B) A subsidiary dish shall be any sweet dish or one consisting of either (1) chapaties, or (2) puris, or (3) parothas, or (4) bhakari, or (5) eggs.

Note.—In all cases not more than two vegetables may be served as part of the dish.

III. Vegetarian type.—(A) A substantial dish shall be one consisting mainly of dal and rice.

(B) A subsidiary dish shall be any sweet dish or one consisting of either (1) chapaties, or (2) puris, or (3) parothas, (4) bhakaris, or (5) Thalipith.

Note.—In all cases not more than two vegetables may be served as part of the dish.

[Pub. in Raj. Gaz. Ex. 4 (Ga) — Dt. 18-9-65—Page 376]

Food and Civil Supplies Department

Jaipur, January 18, 1966.

Notification No. F. 17 A (II) Food/Sup./66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food) No. GSR 888, dated the 28th June, 1961, the State Government hereby makes the following Order to amend the Rajasthan Guest Control Order, 1965, namely:—

1. Short title.—This Order may be called the Rajasthan Guest Control (Amendment) Order, 1965.

2. Amendment of clause 2, Rajasthan Guest Control Order, 1965.—In clause 2 of the Rajasthan Guest Control Order, 1965.—

(i) after sub-clause (d), the following new sub clause shall be inserted, namely:—

“(dd) “Mrityu Bhoj” means feast held or given on the occasion of, or in connection with the demise of a person after any time or at any intervals, and includes a Nukta, a mosar and a Chanallum, but does not include a religious feeding where the number of family people or persons of the priestly order or saquirs participating in such feeding does not exceed in the aggregate one hundred persons”;

(ii) in sub-clause (e) for the expression, “preparations of gram and gram products”, the expression, “pakoras made of gram product” shall be substituted.

(iii) sub-clause (f) shall be re-lettered as sub-clause (ff), and before sub-clause (ff) as so re-lettered, the following new sub-clause shall be inserted, namely:—

“(f) “religious feeding” means feeding of the family people or persons of the priestly order or faquirs in pursuance of the performance of religious or secular rites.”

3. Amendment of clause 3, Rajasthan Guest Control Order, 1965.—In clause 3 of the Rajasthan Guest Control Order, 1965,—

(i) for the expression “or funerals”, or, the expression “or funeral” wherever occurring, the expression “or religious feedings”, or; the expressions “or religious feeding”, as the case may be, shall be substituted;

(ii) after sub-clause 3, the following new sub-clause shall be inserted namely:—

“(4) Notwithstanding anything contained in sub-clauses (1), (2) and (3), no person shall hold or give or join or take part in any manner in a Mrityu Bhoj in the State nor any person or body of persons acting in concert, either jointly or severally, after himself or themselves,—

(a) prepare, serve, distribute or provide for consumption or accept or contribute for service or distribution for consumption any prohibited foodstuffs in a Mrityu Bhoj;

(b) serve as a caterer or caterers, as the case may be, at the instance or for the benefit of himself or any person and distribute or Provide for consumption or accept for service or distribution or consumption, any prohibited foodstuff in a Mrityu Bhoj; and

(c) accept or consume any prohibited food stuff in a Mrityu Bhoj.”

4. Amendment of clause 4, Rajasthan Guest Control Order, 1965.—In clause 4 of the Rajasthan Guest Control Order, 1965.—

(i) for the expression, “Notwithstanding anything contained in clause 3”, the expression “Notwithstanding anything contained in sub-clauses (1), (2) and (3) of clause 3, but subject to the provisions of sub-clause (4) thereof” shall be substituted.

(ii) for the expression, or funerals” the expression “or religious feedings” shall be substituted.

5. Insertion of clause 7 in the Rajasthan Guest Control Order, 1965.—After clause 6 of the Rajasthan Guest Control Order, 1965, the following new clause shall be inserted namely:—

“7. Provisions of this Order not to conflict with other laws.—The provisions of this Order are in addition to but not in derogation of the provisions of the Rajasthan Prevention of Mrityu Bhoj Act, 1960 (Rajasthan Act I of 1960) or any other law for the time being in force”.

6. Amendment of the schedule to the Rajasthan Guest Control Order 1965.—In the Schedule to the said Order,—

(i) in item I (B), after the words “sweet dish”, the words “containing sweets weighing not more than one fourth kilogram whether of one variety” or of more than one Variety” shall be added;

(ii) in item II (A) (5), after the expression "and rice" the expression "or chapaties, or puries, or parothas or bhakries" shall be inserted;

(iii) in item II (B), after the words "sweet dish", the words "containing sweets weighing not more than one fourth kilogram whether of one variety or of more than one variety" shall be added;

(iv) in item II (B), after item "(5) eggs", the expression "or (6) rice" shall be inserted;

(v) in item III (A), after the expression "dal and rice", the expression "or chapaties, or puries, or parothas, or bhakries, or thalipith" shall be inserted;

(vi) in item III (B), after the words "sweet dish" and words "containing sweets weighing not more than one fourth kilogram whether of one variety or of more than one variety" shall be added;

(vii) in item III (B), after item "(5) thalipith" the expression "or (6) rice" shall be inserted;

(viii) in the note appearing under item III, for the word "two" the word "three" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 18.1.66—Page 1079]

Clarifying Note

The following is a clarifying note and does not form part of this Order:—

"The Order under Notification seeks to bring the provisions of the Rajasthan Guest Control Order, 1965, in conformity with the provisions of the Rajasthan Prevention of Mrityu Bhoj Act, 1960 (Rajasthan Act 1 of 1960), thereby to remove apparent conflicts. Thus up to 100 persons can be entertained at 'religious feedings' whereas no person shall be entertained at a Mrityu Bhoj as defined in the said Order—

The other amendments are intended to widen the scope of 'subsidiary dish' so that chapatis, puris, parothas, bhakries, would be covered by it. Sweets of any variety can also be served as subsidiary dish subject to the condition that the total weight does not exceed 1/4th kilogram per dish.

The definition of 'prohibited foodstuffs' has been partly amended so that preparations of gram and gram products (except pakoras made of gram product) are also 'prohibited foodstuffs' now".

Food and Civil Supplies Department

Jaipur, March 15, 1966.

Notification No. F. 17A (II) Food/Sup/66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. GSR 888, dated the 28th June, 1961, the State Government hereby

makes the following Order to amend the Rajasthan Guest Control Order, 1965, namely:—

1. Short title.—This Order may be called the Rajasthan Guest Control (Second Amendment) Order, 1966.

2. Amendment of Clause 2, Rajasthan Guest Control Order, 1965 — In sub-clause (e) of clause 2 of the Rajasthan Guest Control Order, 1965, before the words “pakoras made of gram product” the words “sweets and” shall be inserted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 15-3-66]

Food & Civil Supplies Department

Jaipur, October 5, 1966

Notification No. F. 17 (II) Food/Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) No. GSR 906, dated the 9th June, 1966, the State Government hereby makes the following Order further to amend the Rajasthan Guest Control Order, 1965, namely—

1. Short title.—This Order may be called the Rajasthan Guest Control (Third Amendment) Order, 1966.

2. Amendment of the Schedule—In the Schedule to the Rajasthan Guest Control order, 1965—

(1) in item II, Indian Non-vegetarian type—

(a) Sub-head (A),—

(i) the word “curry” shall be substituted by the expression “a curried preparation of any of these” and the word “dal” shall be omitted;

(ii) after the expression “or Bhakarries” the expression “or Nans” shall be inserted; and

(iii) in the “Note” After the word “Salad” a comma and the word “dal” shall be inserted and word “or” shall be substituted by the word “and”;

(b) in sub-head (B),—

(i) after item “(6) rice”, the expression “or (7) Nans” shall be inserted; and

(ii) the existing “Note” below this sub-head shall be deleted;

(2) in item III Vegetarian type,—

(a) in sub-head (A),—

(i) the word “curry” shall be substituted by the word “dal”;

(ii) after the word “Thalipith” the expression “or Nans” shall be inserted;

(iii) below this sub-head, the following “Note” shall be inserted:—

“Note :—In all cases” salad, dal and not more than three vegetables may be served as part of the dish.”

(b) in sub-head (B),—

(i) after item “(6)” rice the expression “or (7) nans” shall be inserted; and

(ii) the existing “Note” below this sub-head shall be omitted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 5-10-66—Page 399]

Food and Civil Supplies Department

Jaipur, January 23, 1967.

Notification No. F. 17 (11) Food/Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955), read with the Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), published under GSR 906, dated the 9th June, 1966, in the Gazette of India, Part II, Section 3, sub-section (i), dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Guest Control Order, 1965, namely :—

1. Short title.—This Order may be called the Rajasthan Guest Control (Amendment) Order, 1967.

2. Amendment to clause 4 of the Rajasthan Guest Control Order, 1965.—In clause 4 of the Rajasthan Guest Control Order, 1965, hereinafter referred to as the principle Order, after the words, “or together in Indian style” the words, “or placed together in display for self help style of buffet type meal” shall be inserted.

3. Amendment to the Schedule.—In the Schedule to the principal Order,—

(i) in part (B) of item “II-Indian Non-Vegetarian type” for the words “one consisting of either (1) chapaties, or (2) puris or (3) parothas or (4) bhakris or (5) eggs or (6) rice or (7) Nans” the words “a savoury dish consisting of vegetables or eggs or maccaroni or spaghetti” shall be substituted;

(ii) In part (B) of item ‘III-Vegetarian type’ for the words “one consisting of either (1) chapaties or (2) puris or (3) parothas or (4) Bhakris or (5) Thalipith or (6) rice or 7 Nans” the words a savoury dish consisting of vegetables or eggs or maccaroni or spaghetti” shall be substituted;

(iii) after item III, the following new item shall be inserted, namely—

“TV. Self-Help Style of Buffet Type.—(A) A substantial dish shall be one consisting of—

(i) one preparation of fish and one preparation of meat, or

(ii) one preparation of fish and one preparation of poultry, or

- (iii) one preparation of fish and one preparation of game, or
- (iv) two vegetarian curries and
 - (i) Chapaties, or
 - (ii) Parothas, or
 - (iii) Bhakri, or
 - (iv) Nans,

Note:—(1) In all cases, salad, dal and not more than two vegetables may be displayed as part of the substantial dish.

(2) No rice shall be served in any form.

(B) A subsidiary dish shall be any sweet dish containing sweets weighing not more than one fourth kilogram whether of one variety, or a savoury dish mainly consisting of vegetables or eggs or savouries or macaroni or spaghetti."

[Pub. in Raj. Gaz. Ex. 4(Ga)-Dt. 23.1.67-Page 759]

Food and Civil Supplies Department

Jaipur, February 21, 1967.

Notification No. F. 17 (9) Food Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India, in the Ministry of Food and Agriculture, Community Development and Cooperation (Department of Food) No. G.S.R. 906, dated the 9th June, 1966, the State Government hereby makes the following Order, further to amend the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965, namely.

1. Short title—This Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Second Amendment Order, 1967.

2. Amendment of Clause 4-A—In clause 4-A of the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order 1955, the expression "(1)" occurring after the words, restriction on supply of stuffs on certain days" shall be deleted and after the expression "in a Municipality" the expression "or a Railway Station or a Railway Colony", shall be inserted.

[Pub. in Raj. Gaz. Ex. 4(Ga)-Dt 21-2-67]

Notification under

RAJASTHAN GUEST CONTROL ORDER, 1965

Food and Civil Supplies Department

Jaipur, February 7, 1966.

Notification No. F. 17(358-II)Food/Supp./65—In exercise of the powers conferred by clause 6 of the Rajasthan Guest Control Order, 1965, the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 3-3-66-Page 590]

Rajasthan kerosene (Distribution, Sale and Price Control) Order, 1963

Food & Civil Supplies Department

NOTIFICATION

Jaipur, January 2, 1963.

No. F 2 (8) CS/62.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the Notification of Government of India in the Ministry of Mines and Fuel, New Delhi No. S. O. 3524, dated the 13th November, 1962, the Government of Rajasthan is pleased to make the following Order viz:—

1. Short title, extent and commencement.—(i) This order may be called the Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963.

(ii) It extends to the whole of the Rajasthan.

(iii) It shall come into force at once except the provisions contained in clauses 4 and 5 of this Order which shall come into force on the date to be notified by the State Government in the official Gazette.

2. Definition.—In this Order unless the context otherwise requires:—

(i) 'Government' means the Government of the State of Rajasthan.

(ii) Commissioner means the commissioner civil supplies and includes an Assistant Collector, a Tehsildar and an Enforcement Inspector in the areas of their respective jurisdiction

(iii) 'Collector' means the Collector and District Magistrate of a Revenue District in the State of Rajasthan.

(iv) 'Dealer' means a person who deals in the sale or storage for sale of kerosene oil whether wholesale or retail and includes an agent of such person.

3. Restriction on the sale of kerosene oil.—(i) No person shall sell or attempt to sell or abet the sale of kerosene oil to any person at a price in excess of the price fixed by the Collector in the manner to be specified by the Government from time to time.

(ii) Every dealer shall exhibit, in plain and legible writing in Hindi written in Dev-Nagari script, at some prominent place on the premises of business, a price list of the sale price, fixed under this clause.

4. Licenses.—After such date as may be specified by the Government by Notification published in the Rajasthan Gazette, no person shall obtain, attempt to obtain, or store for sale or distribution, or sell kerosene

oil except under and in accordance with the conditions of a License granted by the Collector.

5. Terms etc. of License.—(i) A licence granted under this Order shall unless revoked or cancelled or suspended be valid upto the 31st day of March next following the date of issue.

(ii) Every application for grant of licence under this Order shall be accompanied by a Treasury receipt for Rs. 5/-

(iii) Every licence granted under this Order shall be renewable for one year at a time on the production of a Treasury receipt for Rs. 2/-

(iv) If a licence granted under this Order is defaced, lost or destroyed, the licensee shall forthwith inform by the Collector who may on application by the licensee issue a duplicate licence. Every such application shall be accompanied by a Treasury receipt for Rs. 2/-]

6. Special directions regarding sale.—The Collector may by general or special order in writing require any person holding stocks of kerosene oil to sell such stocks to such person in such manner and in such areas as may be specified in the Order.

7. Stock and sale returns.—Every dealer shall submit to the Collector true monthly returns showing stocks of kerosene oil received and sold during the month within three days of the close of the month to which they relate.

8. Power of entry, search, seizure etc.—The Collector or the Commissioner may with a view to secure compliance with any provisions of this order or of any general or special order issued under clause 6 or satisfying that himself this order or any Order issued under clause 6 has been complied with—

- (a) require any person to give any information in his possession in respect of any business of kerosene oil carried on by him or on his behalf and such person shall give the information required by him.
- (b) inspect or cause to be inspected any book or document or any stock of kerosene oil belonging to or under the control of any person or take such book or document or stock in his possession ;
- (c) enter and search any premises or place or vehicle and seize any article in respect of which the suspects that any provision of any of the aforesaid orders has been, is being, or is about to be contravened.

9 Exemptions—The Government may by general or special order, and subject to such conditions as may be specified in the order, exempt any person or class of persons from the operation of all or any of the provisions of this Order and may at any time suspend or rescind such exemption.

By Order of the Governor,
BALWANT SINGH,
Secretary to Government.

Food and Civil Supplies Department

NOTIFICATION

Jaipur, March 22, 1963.

No. F. 2 (8) CS/62.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of Government of India, in the Ministry of Mines and Fuel No. S.O. 3524, dated the 13th November, 1962, the Government of Rajasthan makes the following amendments in the Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963 namely :—

AMENDMENTS

In the said order—

(1) in clause 4, after the words, “Kerosene Oil” the words “exceeding 100 litres” shall be inserted;

(2) in clause 5,—

(i) in sub-clause (ii),—

(a) after the word “licence” the words “including a duplicate licence” shall be inserted; and

(b) after the word “shall” the words be made in form A to the Collector or any other officer authorised by him in this behalf and shall” shall be inserted.

(ii) after sub-clause (iii), the following new sub-clause shall be inserted namely :—

(iii-a) Every licence issued or renewed under this Order shall be in Form ‘B’.

(iii) in sub-clause (iv), for the figure “2”, the figure “5” shall be substituted;

(3) after sub-clause (iv) of clause 5, the following new sub-clause shall be added, namely:—

(v) Application for renewal shall be presented to the Collector or any other officer authorised by him in this behalf, in Form A, at least one week before the expiry of the licence. Any holder of the licence who continues to deal in kerosene oil after the date of expiry of the licence shall render himself liable to prosecution.

(4) after clause 6, the following new clauses shall be inserted, namely:—

6A. Power to refuse licence.—The Collector may, after giving the dealer concerned an opportunity of being heard and for reasons to be recorded in writing refuse to grant or renew a licence.”

“6B. Contravention of conditions of licence.—No holder of a licence issued under this order of his agent or servant or any other person acting on his behalf shall contravene any of the terms or conditions of the licence and if any such holder or his agent or servant or any other person acting on his behalf contravenes any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by an order in writing issued by the Collector. Provided that no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case against the proposed cancellation or suspension.”

“6C. Appeal.—(i) Any person aggrieved by an order of the Collector refusing to grant or renew a licence or of cancelling or suspending a licence under the provisions of this Order may appeal to the State Government within 30 days of the receipt by him of such order.”

(ii) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case.

(5) in clause, after the words “monthly returns” the words and letter “in Form ‘C’ ” shall be inserted.

By Order of the Governor,
R. N HAWA,
Secretary to the Government.

FORM ‘A’

(See clause 5 (ii))

The Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963,

APPLICATION FOR LICENCE

1. Applicant's name.
2. Applicant's profession.
3. Applicant's residence.
4. Situation of applicant's place or place of business with particulars as to number of house, mohalla, town, or village, police station and district.
5. How long the applicant has been trading in kerosene oil.

6. Did the applicant hold a kerosene license on any previous occasion ? (if so, give particulars including its suspension or cancellation, if any).
7. Quantities of kerosene handled annually during the last three years.
8. Quantity of kerosene likely to be handled.
9. Income-tax paid in the two years preceding the year of application (to be indicated separately).
 (1)
 (2).....
10. Quantity of kerosene in the possession of the applicant on the date of application and the places at which the different quantities are kept.

I declare that the quantities of kerosene specified above are in my possession this day and are held at the places noted against them.

I have carefully read the conditions of license given in Form 'B' appended to the Rajasthan Kerosene (Distribution, Sale and Price Control), Order, 1963, and I agree to abide by them.

(a) I have not previously applied for such license in this district for kerosene.

(b) I applied for such license in this district foron and was/was not granted a license on... ..

(c) I hereby apply for renewal of license No.....dated issued to me on.....

Place _____ Signature of the applicant
 Date _____

FORM 'B' See Clause 5 (iii-a)

THE RAJASTHAN KEROSENE (DISTRIBUTION, SALE-AND PRICE CONTROL) ORDER, 1963.

Licence for purchase, sale/storage for sale of kerosene oil.

Licence No

1. Subject to the provisions of theKerosene (Distribution, Sale and Price Control), Order, 1963 and to the terms and conditions of this licenceis/are hereby authorised to purchase, sell, or store for sale, the kerosene oil.

2. The licensee shall carry on the aforesaid business at the following place:—

3. (1) The licence shall, except when specially exempted by the State Government or by the licensing authority in this behalf maintain a register of daily accounts for the kerosene oil mentioned in paragraph 1, showing correctly—

- (a) the opening stock on each day;
- (b) the quantities received on each day showing the place from where and the source from which received;
- (c) the quantities delivered or otherwise removed on each day showing the places of destination; and
- (d) the closing stock on each day.

(2) The licensee shall complete his accounts for each day on the day to which they relate unless prevented by reasonable cause the burden of proving which shall be upon him.

4. The license shall, except when specially or generally exempted by the State Government in this behalf, submit to the Collector concerned a true return in form 'C', of the stocks, receipts and deliveries of the kerosene every month so as to reach him within three days after the close of the month.

5. The licensee shall give all facilities to the Collector or any other officer authorised by him or the State Government and all other officers authorised under clause 11 of the Order, for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of kerosene oil and for the taking of sample of kerosene for examination.

6. The licensee shall comply with any direction that may be given to him by the State Government or the Collector in regard to purchase, sale and storage for sale, of the kerosene oil and in regard to the language in which the registers returns, receipts of invoices mentioned in paras 3 and 4 shall be written and the authentication and maintenance of the register mentioned in paragraph 3.

7. This licence shall be attached to any application for renewal.

8. This licence shall be valid upto.....

place:

Signature of the Officer
issuing the licence.

Date:

FORM 'C'

For use by a dealer,

(See clause 7 of the order and condition 4 of Form B)

Return of stocks, receipts and sales of kerosene oil for the month
of.....196

Name

No. of licence,

Address.

Particulars of godowns where stock held.....

Variety of kerosene oil.

Particulars Quantity in litres & Company packed tins. Remarks if any.

1. Stock at the beginning of the fortnight—

(a) actually with the stockist;

(b) pledged with any person or institutions such as a bank or co-operative society.

Total

2. Quantity purchased during the fortnight and source of supply.

3. Quantity sold—

(a) quantity sold and delivered/removed during the fortnight.

(b) quantity sold but not yet delivered.

Total sold.

4. Stock at the end of the fortnight.

(a) actually with the stockists.

(i) unsold;

(ii) sold but waiting delivery.

(b) pledged with any other person or institution such as a bank or a co-operative society.

Total.

To

1. Licensing Authority (Collector)

District.

Signature.

Place :

Date:

Published in Raj. Raj-patra Part IV C Dated 22 March 1963 Page 869

Food and Civil Supplies Department

NOTIFICATION

Jaipur, April 15, 1963.

No. F. 2 (8) CS/62.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India, in the Ministry of Mines and Fuel No. S. O. 3524, dated the 13th November 1962, the State Government makes the following amendments in the Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963, namely:—

AMENDMENTS

In the said Order,—

(1) in sub-clause (ii) of clause 2, for the inverted commas and the words “ ‘Commissioner’ means the Commissioner Civil Supplies” the

words and commas “ ‘Director’ means the Director of Industries and Civil Supplies” shall be substituted ;

(2) in clause 8 for the word “Commissioner”, the words “Director or any other officer authorised by the State Government in this behalf” shall be substituted.

By Order of the Governor,
R. N. HAWA,

Secretary to the Government.

Published in Raj. Raj-patra part IV (c) dated April 15, 1963 at page 29

Food and Civil Supplies Department

NOTIFICATION

Jaipur, May 10, 1963.

No. F. 2 (8) CS/62.—In pursuance of clause 3 (i) of the Rajasthan Kerosene (Distribution Sale and Price Control) Order, 1963, the Government of Rajasthan, hereby directs that the following amendments shall be made to this Department Notification of even number dated the 2nd February, 1963, hereinafter to be referred to as the said Notification, namely:—

AMENDMENT

The clause (iv) and (v) of the Note to paragraph 1 of the said Notification shall be substituted as hereunder:—

“(iv) The retail sale price of one bottle of 750 millilitres should not exceed 42 nP. even in the most interior locality of the District. It must not also be more than 37 nP. per bottle or 49 nP. per litre in Rail head towns where supplies are made by wagons.

(v) The wholesalẽ issue price to the retailer should not be more than Rs. 8.72 nP. in the towns where supplies are made by wagons and Rs. 9.72 nP. per tin of 18 litres in other places”.

By Order of the Governor,
A. K. ROY,

Secretary to the Government.

[Published in Raj. Raj-patra part IV (c) dated May, 10, 1963 at page 163]

Notification under

RAJ. KEROSENE (DISTRIBUTION, SALE AND PRICE
CONTROL) ORDER, 1963.

Food & Civil Supplies Department

NOTIFICATION

Jaipur, February 2, 1963.

No. F 2(8)CS/62 —In pursuance of clause 3(i) of the Rajasthan Kerosene (Distribution, Sale and Price Control) Order, 1963, the Government of Rajasthan hereby directs that the prices of kerosene oil shall be fixed by the Collector in the manner specified below :—

1. The prices shall be fixed separately for towns/areas of his district by the Collector after taking into consideration a reasonable commission for the agent and/or Retailer, cartage, handling charges including loading and unloading charges etc. To the rail-head net price (excluding 'agents' commission), charges on account of the following items may be added:—

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|
| (i) Agent's commission | @ Rs. 7.70 per kilo litre or Rs. 0.14 nP. Per tin of 18.5 litres in case of packed tins and 18 litres in case of loose tins. |
| (ii) Leakage storage. | Rs. 10/- per kilo litre or 1 nP. per litre. |
| (iii) Octroi charges, if applicable | At the rate for the time being in force. |
| (iv) Central Sale Tax as well as Rajasthan Sales tax levied, if any | At the rates for the time being in force. |
| (v) Charges for the road transport, and where the supplies are received direct from the main depots, the charges for railway freight may also be allowed | At the current rates. |
| (vi) Local transport charges from the railway station, if any | At the current rates. |

NOTE

(i) Charge for items (v) and (vi) above will be according to the transport rates or freight in force in the various districts/are and as determined by the Collectors generally for the various areas of the districts ;

2] Noti. under Raj. Kerosene (Distribution, Sale and Price Control) Order, 1963

(ii) The prices arrived at in the above manner will be the wholesale /Agent's issue price to which a retailer's commission local cartage, leakage, handling charges etc., at a rate not more than Rs. 15/- per kilo-litre plus transport charges for further road transport incurred in the case of distant towns and tehsils may be added to arrive at the retailer's issue price.

(iii) The rail-head or ex-depot prices of the kerosene oil, however, they may vary as per list-price of all the oil companies supplying kerosene, will be taken as uniform in fixing the prices in the above manner.

(iv) The retail sale-price of one bottle 750 millilitres should not exceed 33 nP. even in the most interior locality of a district. It must not also be more than 28 nP. per bottle or 37 nP. per litre in rail head towns where supplies of kerosene oil are made by wagons.

(v) The whole-sale issue price to the retailer should not be more than Rs. 6.50 nP. in the towns where supplies are made by wagons and Rs. 7.50 nP. per tin of 18 bottles in other places.

(vi) While fixing up the prices, the local agents of the oil companies and the District Level Committees formed under this Department Order No. 3021 dated the 20th November, 1962 may also be consulted as far as possible or practicable.

2. Uniformity shall be observed in observing the above procedure, though the prices to be fixed shall be flexible, varying from place to place in view of the differences in transport charges etc., as mentioned above.

3. The prices so fixed shall be subject to revision by the State Government.

By Order of the Governor,
A.K. ROY,
Secretary to the Government.

Published in Raj. Raj-patra part IV(c) dated February 2, 1963 at page 679

Notification under

KEROSENE (RESTRICTION ON USE) ORDER, 1965

Industries (A) Department

Jaipur, October 28, 1965.

Notification No. F. 37 (77) Ind/A/65—In pursuance of sub-clause (1) of clause (4) of the Kerosene (Restriction on Use) Order, 1965 the Government of Rajasthan hereby nominates the authority specified in the Schedule to this Notification for the purpose of the said sub-clause (1):—

SCHEDULE

1. All Collectors.

[Pub. in Raj. Gaz. 4 (Ga)—Dated 2-12-65—Page 440]

Rajasthan Cattle Fodder Sale of Stocks and Prohibition of Export Order, 1966

Relief Department

Jaipur, June, 18 1966.

Notification No. F. 5 (8) RC/Cattle/food/66.—Whereas State Government is of opinion that it is necessary so to do for maintaining and securing supplies of fodder at fair price and for controlling movement of Fodder for the same.

Now, therefore, in exercise of the powers conferred by section 5. of the Essential Commodities Act, 1955 (Central Act 10 of 1955) by the Central Government to make orders under clauses (c), (d) and (f) of subsection 2 of section 3 of the said Act, the State Government hereby makes the following order, namely :—

1. Short title, commencement and extent.—(1) This order may be called the Rajasthan Cattle Fodder Sale of Stocks and Prohibition of Export Order, 1966 .

(2) It shall come into force at once.

(3) It shall extend to the whole of the State of Rajasthan.

(4) This order shall remain in force up to 31st August, 1966.

2. Definitions —In this order, unless the context otherwise requires :—

(a) 'Cattle Fodder' means cattle fodder as mentioned in schedule...

(b) 'Government' means the Government of Rajasthan.

(c) 'Export' means to take or cause to be taken from any place in the State of Rajasthan to any place outside it.

(d) 'Direction' means a direction issued under Clause 3 of this order:

(e) 'Collectors' means Collector appointed under section 20 of the Rajasthan Land Revenue Act, 1956 (Act No. 15 of 1956) and includes Additional Collector or the S.D.O. at the headquarters of the district authorised by the Collector to act on his behalf.

(f) 'External border area' means the area within the 10 miles belt all along the border of the State of Rajasthan adjoining the territory of West Pakistan

(g) 'Internal border area' means the area within the State of Rajasthan lying within the 10 miles belt all along the border of that State adjoining the States of Punjab, Uttar Pradesh, Madhya Pradesh and Gujrat.

(h) 'Schedule' means the schedule appended to this order.

3. Sale.—Every person holding stock of cattle fodder shall, when required by the Collector by a direction in writing, sell and deliver to such person such quantities of stocks of cattle fodder held or possessed by him at any time in excess of his bonafide personal requirement at a price to be determined by the Collector on the basis of the average price of cattle fodder prevailing in June, 1966 as specified in the said direction.

4. Prohibition of export of Cattle Fodder.—No person shall export, or attempt to export, or abet the export of Cattle fodder either directly, or through his agent, or servant, or any other person acting on his behalf except under and in accordance with a permit issued in this behalf by the Government.

5. Restriction on the movement of fodder to from or within the external border area.—No person shall transport, attempt to transport, or abet to transport of fodder either directly or through his agent or servant or any other person acting on his behalf :—

(a) to any place in the external border area from any place outside that area, or

(b) from any place in the external border area to any other place in that area except under and in accordance with a permit issued by the Government or any other Officer authorised by the Government in this behalf.

6. Restriction on the movement of cattle fodder to or within the internal border area.—No person shall transport; attempt to transport, or abet to transport of fodder either directly or through his agent or servant, or any other person acting on his behalf :—

(a) to any place in the internal border area from any place outside area, or

(b) from any place in the internal border area to any other place in that area, except under and in accordance with a permit issued by the Government or any other offices authorised by the Government in this behalf.

7. Saving—Nothing containing in clauses 4, 5 and 6 shall apply to the export, transport or movement of cattle fodder as the case may be:—

(i) On Government account.

(ii) Under and in accordance with Military Credit Notes.

(iii) Not exceeding 10 Kilograms in weight by a *bona fide* traveller as part of his luggage.

(iv) Transport or movement within the same town or village in the external or internal border area.

(v) From a village in the external or internal border area to the nearest depot or place in the State of Rajasthan where such depot or place is within the Or outside such areas.

(vi) Not exceeding one quintal in weight in the aggregate at any one time by a *bone fide* resident of any of the said border areas for domestic consumption.

8. Powers to call for information, etc.—The Government or any other person authorised by the Government, may, with a view to secure compliance with this order or for satisfying itself or himself that any order or direction in this order is complied with, require any stock holder to furnish such information as may be required.

9. Powers of entry, search, seizure etc.—(1) Any police Officer not below the rank of Head Constable, or any Forest Officer not below the rank of Head Guard, any Officer of the Revenue Department or any other person authorised in this behalf by the Collector may with any assistance as he thinks fit with a view to secure compliance with this order or to satisfy himself that this order has been complied with :—

- (i) Stop and search any person, boat, motor or any vehicle or receptacle used or intended to be used for the transport or movement of cattle fodder.
- (ii) Enter, inspect or break open and search any place, boat motor or any vehicle used or intended to be used in contravention of the provisions of this order.
- (iii) Seize any cattle fodder in respect of which he suspects that any provision of this order has been, is being or is about to be contravened along with the packages, coverings or receptacles in which such cattle fodder is found the animals, vehicles, vessels, boat or conveyance used in carrying such cattle fodder and thereafter take or authorise the taking of all such measures necessary for securing the production of the packages, coverings, receptacles animals, vehicles vessels, boats or conveyances so seized in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), relating to search and seizure shall so far as may be, apply to searches and seizures under this clause.

SCHEDULE

Hay,	Bhusa,
Gowar	Karab; or Karbi or Kadbi,
Grass,	Moth,
Moth Chara,	Gram Chhilka,
Gram Dal Chhilka or Pholra,	Rice Husk.

Relief Department
Jaipur, August 2, 1966

Notification No. F. 5 (8) RC/Cattle/66.—In pursuance of the powers delegated and directions given to the State Government by the Central Government under S. O. No. 1-9/66-Econ. Py., dated 7-6-66 issued in exercise of the powers conferred by Section 5 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955 (to make orders under clauses (c), (d) and (f) of sub-section (2) of section 3 of the said Act in respect of Cattle Fodder, the State Government hereby makes the following amendments in the Rajasthan Cattle Fodder (Sale of Stock and Prohibition of Export) Order, 1966, namely :—

1. Short title, commencement and extent.—(1) This order may be called the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) (First Amendment) Order, 1966.

(2) It shall extend to whole of the State of Rajasthan.

(3) It shall come into force at once

(4) This order will remain in force upto 31st August, 1966.

2. Amendments.—In the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966:—

(1) in sub-clause (1) of clause 1, the words 'Sale of Stocks and Prohibition of Export' shall be bracketted ;

(2) in clause 2, after the existing clause (h), the following new clause shall be inserted, namely:—

"(i) Specified district' means the district which the Government may, by notification in the official Gazette, specify for the purpose of controlling the movement of cattle fodder.";

(3) after clause 4, the following new clause shall be inserted, namely:—

"4 A. Prohibition of movement from specified Districts:—No person shall move, attempt to move or abet the movement of, cattle fodder from any place in any specified district to any place outside such district, except under and in accordance with the permit issued by the Government or by the Collector of such district, if authorised in this behalf by the Government.";

(4) In sub-clause (1) of clause 9 between the words "Head Constable" and "or any Forest Officer" the words "District Supply Officer, Assistant District Supply Officer, Enforcement Officer, Enforcement Inspector", shall be inserted.

[Pub. in Raj Gaz. Ex. 4 (Ga)—Dt 4-8-66—Page 241]

Famine Relief Department
Jaipur, September 1, 1966.

Notification No. F. 5 (8) RC/Cattle-Fodder/66.—In exercise of the powers conferred by clauses (c) (d), and (f) of sub-section (2) of

e Essential Commodities Act, 1955 (Central Act 10 of 1955), the Government of India's S. O. No. 19/66-Ecom. Py.. dated the 31st August, 1966 delegating the powers under section 5 of the said Act, to the State Government, the State Government hereby makes the following order further to amend the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, namely:—

1. Short title and commencement.—

(i) This order may be called the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) (Second Amendment) Order, 1966.

(ii) It shall come into force with effect from the 1st September, 1966.

2. For sub-clause (4) of clause 1 of the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, the following shall be substituted, namely:—

“(4) This order shall remain in force up to 31st October, 1966.”

[Pub. in Raj. Gaz. Ex. 4 (Ga.) Dt. 27-8-66—Page 295]

Relief Department

Jaipur, October 31, 1966.

Notification No. F. 5 (8) RC/Cattle/Food.—In exercise of the powers conferred by clauses (c) (d) and (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955) read with Government of India's letter No. 1-9/60-Econ. Py. dated the 28th October, 1966 delegating the powers under section 5 of the said Act to the State Government the state Government hereby makes the following Order further to amend the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, namely :—

1. Short title and commencement.—(1) This order may be called the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export, (Third Amendment) Order, 1966.

(2) It shall come into force with effect from the 1st November, 1966.

2. Amendment of sub-clause (4) of clause 1.—For sub-clause (4) of clause 1 of the Rajasthan Cattle Fodder (Sale of Stocks and prohibition of Export) Order, 1966 (hereinafter referred to as the said Order) the following shall be substituted, namely:—

“(4) This order shall remain into force up to 30th April, 1967”.

3. Amendment of the schedule.—In the schedule appended to the said Order the items “Gram Chhilka and Gram Dal Chhika or Pholra” shall be omitted”.

[Pub. in Raj. Gaz. Ex. 4 (Ga.)—Dt. 1-11-66—Page 43]

Famine Relief Department

Jaipur, April 24, 1967

Notification No. F. 5 (8) RC/Cattle/Fodd/66.—In exercise of the powers conferred by clauses (c), (d) and (f) of sub-section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955) read with Government of India's letter No. 24/7/67 L.D. III, dated the 11th April, 1967 delegating the powers under section 5 of the said Act to the State Government, the State Government hereby makes the following order further to amend the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, namely:—

1. Short title and commencement.—(1) This order may be called the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Fourth Amendment) Order, 1967.

(2) It shall come into force with effect from 1st of May, 1967

2. Amendment of sub-clause (4) of clause 1.—For sub-clause (4) of clause 1 of the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966 (hereinafter referred to as the said Order) the following shall be substituted, namely:—

“(4) This order shall remain into force up to 31st July, 1967.”

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 25-4-67—Page 63]

Relief Department

Jaipur, July, 29, 1967

Notification No. F. 5(8) RC/Cattle/Fodd/66Ess. Com /Fodder/Rajasthan.—In exercise of the powers conferred by clauses (c), (d) and (f) of sub-section (2) of Section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with Government of India, Ministry of Food, Agriculture, Community Development and Co-operation (Department of Agriculture) Order No. 1-9/66/Ecom. Py. dated the 7th June, 1966 as amended by their Order No. F. 24-7/67-L. D. III dated the 27th July, 1967, the State Government hereby makes the following order further to amend the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, namely:—

1. Short title and commencement.—(1) This order may be called the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Fifth Amendment Order, 1967.

(2) It shall come into force with effect from 1st August 1967.

2. In sub-clause (4) of Clause 1 of the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, for the word “July”. the word “October” shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 29-7-67—Page 413]

Notification under

**RAJASTHAN CATTLE FODDER (SALE OF STOCKS AND
PROHIBITION OF EXPORT) ORDER, 1966**

Relief Department

Jaipur, October 31, 1966.

Notification No. F 5 (8) RC/Cattle/Food.—In exercise of the powers conferred by sub-clause (1) of clause 2 of the Rajasthan Cattle Fodder (Sale of Stocks and Prohibition of Export) Order, 1966, the State Government hereby rescinds this Department Notification of even number dated the 2nd August, 1966, published in the Rajasthan Gazette Extraordinary part IV (c), dated the 4th August, 1966.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 1.11.66—Page 431]

Rajasthan Coarse Grains (Prohibition of Export) Order, 1966.

Food & Civil Supplies Department

Jaipur, August 12, 1966.

Notification No.F.17(17) II/Food/Sup./66.—Whereas the State Government is of opinion that for the purpose of maintaining the available supplies of coarse grains in the State of Rajasthan, it is necessary so to do;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food, published under GSR 906, dated the 9th June, 1966, in the Gazette of India (Part II) section 3, sub-section (i) dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Rajasthan Coarse Grains (Prohibition of Export) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

2. Ban on export of Coarse Grains.—As from the date of commencement of this Order, no person shall export or cause to be exported either directly or through his agent or servant or any other person acting on his behalf, any of the Coarse Grains namely, Jowar, Bajra, or Maize either whole, split or in any other form outside the State of Rajasthan.

Provided that the State Government may permit any person to export out of the State to any other deficit State such quantities of Coarse grains, namely, Jowar, Bajra, or Maize as do not exceed the limits agreed upon between the State Government and the Central Government.

3. Power of entry, search, seizure etc.—(1) Collector, Additional Collector, Sub-Divisional Officer, Tehsildar, any Police Officer of the rank of a Station House Officer or above, or the officers of the Department of Food and Civil Supplies, not below the rank of Enforcement Inspector in their respective jurisdiction, or any other person authorised by the State Government in this behalf, may with such assistance, if any, as he thinks fit—

(a) require the owner, occupier or any other person incharge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed, to produc

any book, accounts or other documents showing transaction relating to such contravention;

- (b) enter inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of any documents showing transactions which are produced before him;
- (d) search, seize and remove stocks of coarse grains either whole or split or in any other form and the animals, vehicles, or other conveyance used in carrying such coarse grains in contravention of the provisions of this Order and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of such coarse grains and the animals, vehicles, vessels or other conveyance so seized, in a Court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898), relating to search and seizure, shall, so far as may be apply to searches and seizures under this clause.

4. Saving.—Notwithstanding the rescission of the Rajasthan Coarse Grains (Prohibition of Exports) Order, 1965, any order made by the State Government or any officer subordinate to it in pursuance of the order so rescinded and in force immediately before the commencement of this Order shall be deemed to have been made in pursuance of this order and under the relevant provisions of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) and shall continue in force according to its tenor and accordingly any appointment made, licence or permit granted or direction issued under the order aforesaid and in force immediately before such commencement shall continue in force according to its tenor until and unless it is superseded by any appointment made or licence or permit granted or direction issued under any other order made in pursuance of this order and under the relevant provisions of section 3 of the said Act.

[Pub. in Raj. Gaz. Ex 4(Ga)—Dt 12-8-66—Page 256 (4)]

Food & Civil Supplies Department

Jaipur, February 20, 1967

Notification No F. 17 (50) Food/Sup.-66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Order of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) No. GSR 906, dated the 9th June, 1966, and with

the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Coarse Grains (Prohibition of Export) Order, 1966, namely :—

1. Short Title.—This Order may be called the Rajasthan Coarse Grains (Prohibition of Export) Amendment Order, 1967.

2. Amendment of clause 2—In clause 2 of the Rajasthan Coarse Grains (Prohibition of Export) Order, 1966, after the existing proviso the following further proviso shall be added, namely—

“Provided further that nothing herein contained shall apply to the export of Coarse Grains by the National Seeds Corporation Limited, or by any other person provided such Coarse Grain is certified as seed by the National Seeds Corporation Limited.”

[Pub. in Raj. Gaz. Ex. 4(Ga)—Dt. 20-2-67-Page 869]

Notification under

**RAJASTHAN COARSE GRAINS [PROHIBITION OF
EXPORT] ORDER, 1966**

Food & Civil Supplies Department

Corrigendum

Jaipur, September 14, 1966

[First published in the Rajasthan Rajpatra, Extraordinary, Part IV (C),
dated 12-8-1966

No. F. 17 (17) II/Food/Sup./66—In the Rajasthan Coarse grains
(Prohibition of Export) Order. 1966, published under the above said
Notification of the Food & Civil Supplies Department in clause 1 at page
256 (4) after sub-clause (2) read the following sub-clause —

“(3) It shall come into force atonce”

[Pub. in Raj. Gaz. 4(Ga)-Dt. 29.9.66-Page 340]

Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965

Food & Civil Supplies Department

Jaipur, September 18, 1965.

Notification No. 17 (358)/Food-Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food) No. G.S.R. 888, dated the 28th June, 1961, the Government of Rajasthan hereby makes the following Order, namely :—

1. (1) This Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965.

(2) It extends to the whole of Rajasthan.

(3) It shall come into force at once.

2. In this Order unless the context otherwise requires :—

(a) “catering establishment” includes a hotel, restaurant, eating-house, cafe, tea shop, coffee stall, free feeding centre, club, boarding house, canteen, Railway Refreshment room or restaurant car and any other place of refreshment open to the public.

(b) “substantial dish” means a dish described as such in the Schedule to this Order.

(c) “subsidiary dish” means a dish described as such in the Schedule to this Order.

3. No proprietor, or other person in charge, of a catering establishment shall supply for consumption or offer or attempt to supply for consumption, and no person shall obtain or consume or attempt to obtain or consume, at a catering establishment at or for the purposes of a meal more than two courses, whether served successively in European style or together in India style,

The two courses shall consist of—

(i) one substantial dish and one subsidiary dish; or

(ii) two subsidiary dishes.

4. Notwithstanding anything contained in clause 3, the following may be supplied by any proprietor or other person in charge of a catering establishment as part of a meal in addition to the two courses, namely :—

Soup, bread, biscuits, jam, marmalade, fruit including iced fruit, or vegetable juices, bhajji, papad, chatni, pickles, raita, preserves, onions, celery, ghee, butter, cream, curds, cheese, butter-milk, sauce, custard, dressings and such other condiments.

5. The State Government may, by notification in the official Gazette, exempt any class of catering establishments from the operation of this Order for such period and subject to such conditions as may be specified in the notification.

6. Powers of Entry, Search, Seizure, etc.—(1) For the effective enforcement of the provisions of this Order, any officer authorised by the State Government in this behalf or Collector, or a police officer of the rank of Station House Officer or above and the officers of the Department of Food & Civil Supplies, Government of Rajasthan, not below the rank of the Enforcement Inspector in their respective jurisdiction may, when they have reason to believe that a contravention of this Order has been, is being or is about to be committed, enter and search any premises, interrogate any person and seize any articles including their coverings or containers in respect of which they have reason to believe that a contravention has been, is being or is about to be committed.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) shall, so far as may be, apply to searches and seizures under this clause.

THE SCHEDULE

1. European or Chinese type.—(A) A substantial dish shall be one consisting mainly of (1) fish, or (2) meat, or (3) poultry, or (4) game, or (5) curry and rice; or (6) pilao, or (7) hors d'oeuvre consisting of more than three items or of a combination of any of them which in the normal practice is served at the same time as part of the same dish.

NOTE

In all cases salad or not more than two vegetables may be served as part of the dish.

(B) A subsidiary dish shall be any sweet dish or one consisting mainly of (1) vegetables, or (2) eggs, or (3) savouries, or (4) macaroni or spaghetti, or (5) Porridge, grapes or any other breakfast cereal food, or (6) shell fish, or (7) hors d'oeuvre consisting of not more than three items.

II. Indian Non-Vegetarian type.—(A) A substantial dish shall be one consisting mainly of either (1) meat, or (2) poultry, or (3) fish or (4) biryani, or (5) curry or dal and rice, or (6) pilao, or of a combination of any of them which in the normal practice is served at the same time as part of the same dish.

NOTE

In all cases salad or not more than two vegetables may be served as part of the dish.

(B) A subsidiary dish shall be any sweet dish or one consisting of either (1) chapatis, or (2) puris, (3) parothas, or (4) bhakaris, or (5) eggs.

Note :—In all cases not more than two vegetables may be served as part of the dish.

III. Vegetarian type—

(A) A substantial dish shall be one consisting mainly of dal and rice.

(B) A subsidiary dish shall be any sweet dish or one consisting of either (1) chapatis, or (2) puris, or (3) parothas, or (4) bhakris, or (5) thalipith.

NOTE

In all cases not more than two vegetables may be served as part of the dish.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 18-9-65—Page 373]

Food and Civil Supplies Department

Jaipur, January 3, 1966.

Notification No. F. 17 (358) Food/Sup/65—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of Government of India in the Ministry of Food and Agriculture (Department of Food) No. GSR 888, dated the 28th June, 1961, the State Government hereby makes the following Order to amend the Rajasthan Food (Restriction on Service of Meals by Catering Establishments) Order, 1965, namely :—

1. Short title.—This Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) (Amendment) Order, 1966.

2. Amendment of the Schedule the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965.—In the Schedule to the said Order,—

- (i) in item I (B); after the words “sweet dish” the words “containing sweets weighing not more than one fourth kilogram whether of one variety or of more than one variety” shall be added ;
- (ii) in item II (A) (5), after the expression “and rice” the expression “or chapaties, or puries, or parothas or bhakries” shall be inserted ;
- (iii) in item II (B), after the words “sweet dish”, the words “containing sweets weighing not more than one-fourth kilogram whether of one variety or of more than one variety” shall be added ;
- (iv) in item II (B), after item ‘(5) eggs’, the expression “or (6) rice” shall be inserted;
- (v) in item III (A), after the expression “dal and rice”, the expression “or chapaties, or puries, or parothas, or bahkries, or thalipith” shall be inserted;

- (vi) In item III (B), after the words "sweet dish" the words containing sweets weighing not more than one-fourth kilogram whether of one variety or of more than one variety" shall be added ;
- (vii) in item III (B), after item "(5) thalipith" the expression "or (6) rice" shall be inserted ;
- (viii) in the note appearing under item III, for the word "two" the word "three" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 3.1.66—Page 1021]

Food and Civil Supplies Department

Jaipur, February 8, 1966

Notification No.F.17 (358) Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R 888, dated the 28th June, 1961, the State Government hereby makes the following Order to amend the Rajasthan Food (Restriction on Service of Meals by Catering Establishments) Order, 1965, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Rajasthan Food (Restriction on Service of Meals by Catering Establishments) Second Amendment Order, 1966.

(2) It extends to the Whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Amendment of clause 2.—In clause 2 of the Rajasthan Food (Restrictions on service of Meals by Catering Establishment) Order, 1965, (hereinafter referred to as the Principal Order), after sub-clause (c), the following sub-clause shall be inserted. viz:—

"(d) "Municipality" means a city, town or local area which is a municipality under the Rajasthan Municipalities Act, 1959, Rajasthan Act XXXVIII of 1959)."

3. Amendment of clause 4.—After clause 4 of the Principal Order, the following new clause shall be inserted. viz :—

"4-A. Restriction on supply of foodstuffs on Mondays.—(1) No proprietor or other person in charge of a Catering Establishment in a municipality, except in canteen attached to a hospital or any Nursing or After Care or Maternity Home or Educational Institution shall keep open such catering establishment for supply of any foodstuffs prepared of or containing one or more cereals after 3 p.m. on every Monday.

(2) The provision of sub-section (1) above shall not apply to the supply of hot or cold drinks or beverages, fresh or dry fruits and potato wafers."

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 8-2-66—Page 1127]

Food and Civil Supplies Department

Jaipur, March 26, 1966.

Notification No. F. 17 (9) Food/Sup./66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 888, dated the 28th June, 1961, the State Government hereby makes the following Order to further amend the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965 namely:—

1. Short title, extent and commencement—(1) This Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) (Third Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Amendment of Clause 4-A.—In the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1966:—

(i) in clause 4-A, for the marginal heading and sub-clause (1), the following marginal heading and sub-clause shall be substituted, namely:—

“4A. Restriction on supply of foodstuffs on certain days.—(1) No proprietor or other person incharge of a Catering Establishment in a municipality, except in canteen attached to a hospital or any Nursing or After Care or Maternity Home or Education Institution, shall—

(a) keep open such Catering Establishment for supply of any foodstuffs prepared of or containing one or more cereals after 3 p.m. on every Monday; and

(b) supply rice on Tuesdays and Fridays at lunch, dinner or at any other service at any other time.

(ii) Sub-clause (2) shall be omitted.

[Pub. in Raj. Gaz. 4 (Ga) —Dt. 26-3-66-Page 1244]

Food and Civil Supplies Department

Jaipur, August 10, 1966.

Notification No. F. 17 (9) Food-Sup./66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture, Community Development and Cooperation [Department of Food) No. G.S.R. 906, dated the 9th June, 1966, the State Government hereby makes the following Order, further to amend the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order 1965 namely :—

6] Raj. Food (Restrictions on Service of Meals by Catering Est.) Order 1965

1. Short title.—The Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Fourth Amendment Order, 1966.

2. Amendment of clause 2.—In sub clause (d) of clause 2 of the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965, after the expression "Rajasthan Act XXXVIII of 1955," the expression, and 'includes local area having a Cantonment Board' shall be added.

Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 10-8-66-Page 255]

Food and Civil Supplies Department
Jaipur, October 5, 1966.

Notification No. F. 17 (9) Food Sup./66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) No. GSR 906, dated the 9th June, 1966, the State Government hereby makes the following order further to amend the Rajasthan Food (Restrictions on Service of Meals by Catering Establishment) Order, 1965, namely :—

1 Short title.—This Order may be called the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) (Fifty Amendment) Order, 1966.

2. Amendment of the Schedule.—In the Schedule to the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965.

(1) in the item II, Indian Non-Vegetarian type,—

(a) in sub-head (A),—

(i) the word "curry" shall be substituted by the expression "a curried preparation of any of these" and the word "dal" shall be omitted;

(ii) after the expression "or Bhakaries" the expression "or Nans" shall be inserted: and

(iii) in the "Note" after the word "Salad" a comma and the word "dal" shall be inserted and the word "or" shall be substituted by the word "and";

(b) in sub-head (B),—

(i) after item "(6) rice" the expression "or (7) Nans" shall be inserted; and

(ii) the existing "Note" below this sub-head shall be deleted;

(2) in item III, Vegetarian type,—

(a) in sub-head (A),—

(i) the word "curry" shall be substituted by the word "dal"

(ii) after the word "Thalipith" the expression "or Nans" shall be inserted;

NOTE

In all cases, salad, dal, and more than three vegetables may be served as part of the dish."

(b) in sub-head (B)—

(i) after item "(6) rice" the expression "or (7) Nans" shall be inserted, and

(ii) the existing "Note" below this sub-head shall be omitted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 5-10-66—Page 401]

Food and Civil Supplies Department

Jaipur, January 23, 1967.

Notification No. F. 17 (9) Food/Sup./66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food), published under GSR 906, dated the 9th June, 1966, in the Gazette of India, Part II, Section 3, sub-section (i) dated the 9th June 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965, namely:—

1. Short title.—This Order may be called the Rajasthan Food (Restriction on Service of Meals by Catering Establishments) Amendment Order, 1967.

2. Amendment to clause 3 of the Rajasthan Food (Restriction on Service of Meals by Catering Establishments) Order, 1965.—In clause 3 of the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965, hereinafter referred to as the principal Order, after the words, "or together in Indian style" the words, "or placed together in display for self-help style of buffet type meal" shall be inserted.

3. Amendment to the Schedule.—In the Schedule to the principal Order,—

- (i) in part (B) of item 'II-Indian Non-Vegetarian type' for the words "one consisting of either (1) chapaties, or (2) puris or (3) parothas or (4) bhakris or (5) eggs or (6) rice or (7) Nans" the words "a savoury dish consisting of vegetables or eggs or maccaroni or spaghetti" shall be substituted;
- (ii) in part (B) of item 'III-Vegetarian type' for the words "one consisting of either (1) chapaties or (2) puris or (3) parothas or (4) Bhakris or (5) Thalipith or (6) rice or (7) Nans" the words "a savoury dish consisting of vegetables or eggs or maccaroni or spaghetti" shall be substituted;
- (iii) after item III, the following new item shall be inserted, namely :—

“IV. Self-Half Style of Buffet Type.—(A) A substantial dish shall be one consisting of—

- (i) one preparation of fish and one preparation of meat, or
- (ii) one preparation of fish and one preparation of poultry, or
- (iii) one preparation of fish and one preparation of game, or
- (iv) two vegetarian curries, and

- (i) Chapaties or . .
- (ii) Parothas, or
- (iii) Bhakri or
- (iv) Nans.

NOTE

(1) In all cases, salad, dal and not more than two vegetables may be displayed as part of the substantial dish.

(2) No rice shall be served in any from. .

(B) A subsidiary dish shall be any sweet dish containing sweets weighing not more than one-fourth kilogram whether of one variety or of more than one variety, or a savoury dish mainly consisting of vegetables or eggs or a savouries or maccaroni or spaghetti.”

[Pub. in Raj. Gaz. Ex. 4/(Ga)—Dt. 23-1-67—Page 755]

Notification under

RAJASTHAN FOOD (RESTRICTION ON SERVICE OF
MEALS BY CATERING ESTABLISHMENTS)
ORDER, 1965

Food and Civil Supplies Department

Jaipur, February 7, 1966.

Notification No. F. 17 (214)/Food/Sup./65.—In exercise of the powers conferred by clause 6 of the Rajasthan Food (Restrictions on Service of Meals by Catering Establishments) Order, 1965, the State Government hereby authorises all sub-divisional Magistrates, Tehsildars and Naib Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 3.3.66-Page 590]

RAJASTHAN FOODGRAINS DEALERS LICENSING ORDER, 1964.

Notification, No F. 1 (3) Food/Supp.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the notification of the Government of India in the Ministry of food and Agriculture (Department of Food), published under G.S.R. 888, dated the 28th June, 1961, in the Gazette of India, Part II-section 3, sub-section (i), dated 8th July, 1961 and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely :—

1. *Short title, extent and commencement.*—(1) This Order may be called Rajasthan Foodgrains Dealers Licensing Order, 1964.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on the 1st day of March 1964.

2. *Definitions.*—In this Order, unless the context otherwise requires,—

(a) “dealer” means a person engaged in the business of purchase, sale or storage for sale of any one of the foodgrains in quantity of ten quintals or more at any one time, or in quantity of twenty-five quintals or more of all foodgrains taken together, but does not include a person who—

(i) stores any foodgrains produced by him by personal cultivation; and

(ii) does not engage in the business of purchase or sale of foodgrains;

(b) “foodgrains” mean any one or more of the foodgrains specified in Schedule I to the Order including products of such foodgrains other than husk and bran;

(c) “Form” means a form set forth in Schedule II to this Order;

(d) “licensing authority” means an officer appointed by the State Government to exercise the powers and perform the duties of the licensing authority under this Order; and

(e) “State Government” means the Government of the State of Rajasthan.

3 *Licensing of Dealers*—(1) No person shall carry on business as a dealer except under and in accordance with the terms and conditions of a licence issued in this behalf by the licensing authority.

(2) For the purpose of this clause any person who stores any foodgrains in quantity of ten quintals or more of any one of the foodgrains or twenty-five quintals of all foodgrains taken together at any one time shall, unless the contrary is proved, be deemed to store the foodgrains for the purposes of sale.

4. *Issue of licence*.—(1) Every application for a licence or renewal thereof shall be made to the licensing authority in Form 'A'.

(2) Every licence issued or renewed under this Order shall be in Form 'B'

5. *Period of licence and fees chargeable*.—(1) Every licence granted under this Order shall be valid for a period ending on the 31st day of March of the year in which it is issued and may be renewed for a period of one year at a time.

(2) The fees specified below shall be chargeable in respect of each licence, namely :—

For issue of a licence	....	Rs. 5/-
For renewal of a licence	..	Rs. 2/-
For issue of a duplicate licence	....	Rs. 10/-

(3) A separate licence shall be obtained by a dealer for each place of business.

6. *Deposit for security*.—Every dealer, who at the commencement of this Order holds a valid licence granted under the Rajasthan Foodgrains Dealers Licensing Order, 1958, shall within 2 months of such commencement, and every person applying for licence after such commencement, shall, before his licence is issued to him, deposit with the licensing authority security of the value mentioned hereinafter, for the due performance of the conditions subject to which the licence is granted to him :—

- Rs. 500/-, if the annual turnover is 500 quintals or more but not exceeding 1,000 quintals ;
- Rs. 750/-, if the annual turnover is 1,000 quintals or more but not exceeding 2,000 quintals ; and
- Rs. 1,000/-, if the annual turnover is 2,000 quintals and above.

7. *Power to refuse licence*.—The licensing authority may, after giving the dealer concerned an opportunity of stating his

case and for reasons to be recorded in writing, refuse to grant or renew a licence.

8. *Contravention of conditions of licence.*—No holder of a licence issued under this Order or his agent or servant or any other person acting on his behalf shall contravene any of the terms or conditions of the licence and if any such holder or his agent or servant or any other person acting on his behalf contravenes any of the said terms or conditions, then without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by order in writing of the licensing authority :

Provided that no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case against the proposed cancellation or suspension.

9. *Forfeiture of security deposit.*—(1) Without prejudice to the provisions of clause 8, if the licensing authority is satisfied that the licensee has contravened any of the conditions of the licence and that a forfeiture of the security deposit is called for, it may, after giving the licensee a reasonable opportunity of stating his case against the forfeiture, by order, forfeit, the whole or any part of the security deposited by him and communicate a copy of the order to the licensee.

(2) The licensee shall, if the amount of security at any time falls short of the amount specified in clause 6, forthwith deposit further security to make up that amount on being required by the licensing authority to do so.

(3) Upon due compliance by the licensee with all obligations under the licence, the amount of security of such part thereof, which is not forfeited as aforesaid, shall be returned to the licensee after the termination of the licence.

10. *Appeal*—Any person, aggrieved by (an order of the licensing authority refusing to grant or renew a licence or cancelling or suspending a licence or forfeiting the security deposited by the licensee under the provisions of this Order, may appeal to the State Government within thirty days of the date of the receipt by him of such order.

(2) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case.

(3) Pending the disposal of an appeal, the State Government may direct that the order refusing to renew a licence

or the order cancelling or suspending a licence shall not take effect until the appeal is disposed of.

11. *Powers of entry, search, seizure, etc.*—(1) The licensing authority or any other officer authorised by the State Government in this behalf, may with such assistance, if any, as he thinks fit—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle, or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being or is about to be committed, to produce any book, accounts or other documents showing transactions relating to such contravention ;
- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder, has been, is being, or is about to be committed ;
- (c) take or cause to be taken, extracts from or copies of, any documents showing transactions relating to such contraventions which are produced before him ;
- (d) search, seize and remove stocks of foodgrains and the animals, vehicles, vessels or other conveyance used in carrying the said food-grains in contravention of the provisions of this Order, or of the conditions of the licences issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of foodgrains and the animals, vehicles, vessels or other conveyances so seized, in a court and for their safe custody pending such production,

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure 1898 (Central Act of 1898), relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

12. *Power of licencing authority to issue directions to licensee.*—

The licensing authority may issue directions to licensees in regard to—

- (a) the purchase of all foodgrains mentioned in Schedule I ;

- (b) the sale of foodgrains or any of them by him ;
- (c) the storage of all foodgrains or any of them for sale by him ;
- (d) the disposal of all foodgrains or any of them purchased by him ;
- (e) the disposal of all foodgrains or any of them stored by him ; and
- (f) the exhibition of price-list of foodgrains in which the dealer deals and in regard to the manner in which such list may be exhibited.

13. *Repeal and saving*— (1) The Rajasthan Foodgrains Dealers Licensing Order, 1958, published with notification No. F. 27 (11) 12/Sup/57/F.9 (1) (18) Sup/58 dated the 4th September, 1958 from the Industries 'C' Department, shall stand repealed except as respects things done or omitted to be done under the order so repealed.

SCHEDULE I

[See clause 2 (b)]

- 1. Wheat
- 2. Paddy (rice in husk)
- 3. Rice (Husked)
- 4. Jowar
- 5. Bajra
- 6. Maize
- 7. Barley
- 8. Minor Millets (e.g. Ragi, Kodo)
- 9. Gram
- 10. Milo
- 11. Sorghum.

SCHEDULE II

FORM 'A'

[See Clause 4 (1)]

The Rajasthan Foodgrains Dealers Licensing Order, 1964.
Application for grant/renewal of licence.

- 1. Applicant's name.
- 2. Applicant's profession.
- 3. Applicant's residence.
- 4. Situation of applicant's place of business with particulars as to number of house, mohalla, town, or village, police station and district.
- 5. How long has the applicant been trading in foodgrains ?

6. Did the applicant hold a foodgrains licence on any previous occasion? (If so, give particulars including its suspension or cancellation, if any).

7. Quantities of each foodgrain handled annually during the three years.

8. Quantity of foodgrains likely to be handled during the current year.

9. Income-tax paid in the two years preceding the year of application (to indicated separately).

(1).... ..

(2)..... ..

10. (a). Quantity of foodgrains in the possession of the applicant on the date of application. (Separate figures are to be given for each foodgrain).

(b). Complete address of places where foodgrains are proposed to be stored—

I declare that the quantities of foodgrains specified above are in my possession this day and are held at the places noted above.

I have carefully read the conditions of licence given in Form 'B' appended to the Rajasthan Foodgrains Dealers Licensing Order, 1964, and I agree to abide by them.

*(a) I have not previously applied for such licence in this district for foodgrains.

*(b) I applied for such licence in this district foron
.....and was/was not granted a licence on.....

*(c) I hereby apply for renewal of licence No.....
date issued to me on.....

Place

Date.....

Signature of the applicant.

Form-'B'

[See clause 4 (2)]

The Rajasthan Foodgrains Dealers Licensing Order, 1964-
Licence for purchase, sale/storage for sale of foodgrains.

Licence No

1. Subject to the provisions of the Rajasthan Foodgrains Dealers Licensing Order, 1964, and to the terms and conditions of this licence is/are hereby authority to purchase, sell, or store for sale, the under mentioned foodgrains;

.....

.....

.....

2. (a) The licensee shall carry on the aforesaid business at the following place:—

.... ..

(b) Foodgrains in which the aforesaid business is to be carried on shall not be stored at any place other than any on the godowns mentioned below;

.... ..

.....

.....

Note:—If the licensee intends storing his foodgrains in places other than those specified above, he shall give prior intimation thereof and shall produce the license for making requisite changes by the licensing authority.

3. (i) The licensee shall except when specially exempted by the State Government or by the licensing authority in this behalf, maintain a register of daily accounts for each of the foodgrains mentioned in paragraph 1, showing correctly:—

(a) the opening stock on each day,

(b) the quantities received on each day showing the place from where and the source from which received;

(c) the quantities delivered or otherwise removed on each day showing the places of destination;

(d) the closing stock on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of proving which, shall be upon him.

(iii) A licensee who is a producer himself shall separately show the stocks of his own produce in the daily account, if such stocks are stored in his business premises.

4. The licensee shall, except when specially exempted by the State Government or by an Officer authorised by the State Government in this behalf, submit to the licensing authority concerned a true copy in Form 'C', of the stocks, receipts and deliveries of each of the foodgrains every fortnight (1st to 15th and 16th to end of the month), showing also the average price of purchase and sale of each of the foodgrains during the fortnight and his margin in respect of the stocks of each of the foodgrains sold during the fortnight, so as to reach him within three days after the close of the fortnight.

5. The licensee shall not contravene the provisions of the Rajasthan Foodgrains Dealers Licensing Order, 1964, or any other order relating to food-stuffs issued under the Essential Commodities Act, 1955 (10 of 1955).

6. The licensee shall not contravene the provisions of any law relating to foodstuffs for the time being in force.

7. The licensee shall not,—

- (i) enter into any transaction involving purchase, sale or storage for sale of foodgrains in a speculative manner prejudicial to the maintenance and easy availability of supplies of foodgrains in the market;
- (ii) withhold from sale supplies of foodgrains ordinarily kept for sale; or
- (iii) charge, in respect of sales of foodgrains made by him, a margin of profit in excess of the rate prevailing in the market at a time of sale or at a rate in excess of any maximum rate of margin fixed for wholesale transactions in foodgrains by a representative body of foodgrain dealers for the locality concerned, whichever is less.

8. The licensee shall exhibit at the entrance or some other prominent place of his business premises, the price list of foodgrains held by him for sale. Such price list shall be legibly written in the principal language of the locality concerned. It shall indicate separately the prices of different varieties of foodgrains.

9. The licensee, if he is a wholesaler, shall sell foodgrains only to retailers of certain specified areas which are registered with him and in accordance with such directions as the licensing authority or any officer authorised by that authority in this behalf, may give from time to time. The register of areas registered with him shall be in Form 'D'.

10. The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, (if any) of the customer, the date of transaction, the quantity sold, the price per quintal and the total amount charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any officer authorised by it in this behalf.

11. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by it or the State Government for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of foodgrains and for the taking of samples of foodgrains for examination.

12. The licensee shall comply with any direction that may be given to him by the State Government in regard to purchase, sale and storage for sale, of foodgrains and in regard to the language in which the register, returns, receipts of invoices mentioned in paragraphs 3, 4, 8, 9, or 10 shall be written and the authentication and maintenance of the register mentioned in paragraphs 3 and 9.

13. The licensee shall in a case where he functions in a regulated market abide by such instructions relating to his business as are given by the marketing authority having jurisdiction, any in any other case by such body as may be recognised by the State Government in this behalf.

14. The licensee shall not sell or offer to sell in any locality any foodgrain at a price higher than that fixed, for sale of that foodgrain in such locality by the Central Government or the State Government in pursuance of any power conferred by law.

15. This licence shall be attached to any application for renewal.

16. This licence shall be valid upto 31st March, 196 .

Place.....

Date

(Licensing Authority)

FORM 'C'

For use by a dealer

(See condition 4 of Form 'B')

Return of stocks, receipt and sales of foodgrains for the fortnight ending196

Name.....

No. of licence.....

Address.....

Particulars of foodgrains where stock held.....
variety of the foodgrains.

Particulars Quantity in quintals Remarks if any

1. Stock at the beginning of the fortnight—

(a) actually with the stockist,

(b) pledged with any person or institution such as a bank or co-operative society.

Total.....

2. (a) Quantity purchased during the fortnight and the source of supply.

(b) Average price paid.....

(c) Total quantity purchased.....

3. Quantity sold—

(a) quantity sold and delivered/removed during the fortnight.....

(b) quantity sold but not yet delivered,

(c) average price realised/charged.....

Total sold.....

4. Stock at the end of the fortnight—

(a) actually with the stockist—

(i) unsold.....

(ii) sold but awaiting delivery,

(b) pledged with any person or institution such as a bank or a co-operative society.....

Total.....

5. Details of average margin in respect of stocks of each of the foodgrains sold during the quarter ending—

(i) Rice.

(a) Handling.....

(b) Transports.....

(c)

(d)

(e) Net profit.....

(ii) Wheat

(a) Handling.....

(b) Transport.....

(c)

(d)

(e) Net profit.....

Note:—Information in respect of items (2) (b), 3(c) and shall be furnished by the licensee for each of the quarters ending 31st March, 30th June, 30th September and 31st December of every year. This information shall be included in the fortnightly return relating to the fortnight ending with the respective quarter.

To

District

1. Licensing Authority

Place.....

Date.....

Signature..

Licence No.....

FORM 'D'

(See condition 9 of Form 'B')

Register of Areas The Retailers of Which
Shall Purchase From The Wholesaler

1. Name of the Licensee
2. Address
3. Licence number

Serial number of registration.	Description of the areas	Name and address of the retailers which are already purchasing from the wholesaler.
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[Food Supplies Department-Published in Raj. Gazette-Extraordinary-Part IV (Ga-dated 24-2-1964-Page 1287).]

Notification No. F. 1 (3) Food/Sup—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act, 10 of 1955), read with the Notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under G. S. R. 888 dated the 28th January 1961, in the Gazette of India, Part II section 3, sub-section (), dated 8th July, 1961 the State Government hereby makes the following Order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. *Short title extent and commencement.*—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (Amendment) Order, 1964.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause 2.*—In clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964 hereinafter referred to as the principal Order,—

(i) the existing sub-clause (a) shall be re-lettered as sub-clause (aa), and before sub-clause (aa) so re-lettered, the following new sub-clause shall be inserted namely:—

“(a) “appellate authority” means the Collector of the district, as regards the cases wherein he has not acted as the licensing authority and as regards any other case, the State Government;”

(ii) in sub-clause (d), after the expression “Orders”, the expression “and different persons may be so appointed as licensing authorities for different provisions of this Order and for different areas;” shall be inserted;

3 *Amendment of clause 5.*—Sub-clause (2) of clause 5 of the principal Order in the entry against the item “For issue of a duplicate licence,” for the figures “10”, the figure “5” shall be substituted.

4 *Amendment of clause 6.*—In clause 6 of the principal Order, for sub-clauses (a), (b) and (c), the following new sub-clauses shall be substituted, namely:—

(a) No security if the annual turnover is less than 500 quintals;

(b) Rs.250/-, if the annual turnover is 500 quintals or more but does not exceed 1000 quintals;

(c) Rs. 500/-, if the annual turnover exceeds 1000 quintals but does not exceed 2000 quintals;

(d) Rs. 750/-, if the annual turnover exceeds 2000 quintals but does not exceed 3000 quintals; and

(e) Rs. 1000/-, if the annual turnover exceeds 3000 quintals.”

5. *Amendment of clause 10*—In sub-clauses (1) and (3) of clause 10 of the principal Order, for the words “State Government” the words “appellate authority” shall be substituted.

6. *Amendment of clause 12*—In clause 12 of the principal Order,—

(i) in the heading, after the words ‘Power of’ the words “the State Government or” shall be inserted;

(ii) in the opening paragraph, before the words “licensing authority”, the words “State Government or the” shall be inserted;

(iii) sub-clause (i) shall be re-lettered as sub-clause (f).

7. *Insertion of a new clause 12A*—After clause 12 of the principal Order, the following new clause shall be inserted namely :—

“12 A *Exemption.*—(1) The State Government may, by general or special order, and subject to such conditions or restrictions as may be specified in such order exempt—

(a) any person or class of persons;

(b) any transaction or class of transactions;
from all or any provisions of this Order.

(2) Nothing in this Order shall apply to the purchase, sale or storage for sale of foodgrains by or on behalf of—

(i) the State Government; or

(ii) the officers, department, institutions or other organisations of the State Government, or such agencies as may be approved by the State Government.

8. *Amendment of Schedule II.*—In Schedule II to the principal Order,—

(a) in Form A,—

(i) in sub-para (b) of para 10, after the word ‘are’, the words “stored or” shall be inserted;

(ii) after sub-para (b) of para 10, the following new sub-paras shall be inserted, namely:—

“(c) Description of areas with the retailers of which the applicant has trade dealings—”

(d) Description of the areas which the applicant wants to register with him for the purpose of para 9 of Form ‘B’ of Schedule II to this Order”.

(b) in Form B,—

(i) for the Note appended to sub-para (b) of para 2, the following Note shall be substituted, namely;—

NOTE

If the licensee intends storing his foodgrains in places other than those specified above, he shall give intimation of such intention to the licensing authority within a period of forty-eight hours of actually storing of his foodgrains therein, and shall add the particulars of those new storages and the godowns in the return in Form C to be Submitted by him in that fortnight. He shall also produce the licence before the licensing authority within a fortnight of his giving intimation mentioned above, for the purpose of making requisite changes.”

(ii) in para 4, for the expression, ‘a true, is” occurring in the fourth line, the expression “a true return in” shall be substituted ;

(iii) in para 8, for the words “different varieties of foodgrains” of the words “foodgrains and of their important varieties ” shall be substituted ;

(iv) in para 9, the following proviso shall be inserted at the end, namely :—

“Provided that such a licensee shall, if the licensing authority so directs, sell his foodgrains to such other licensees as may be specified in the direction”.

(v) in para 10,—

(i) for the words “ licensing authority ”, the words “Collector of the district” shall be substituted.

(ii) for the expression “licence/number, (if any) of the customer”, the expression “ licence number and the name, address and licence number, if any, of the customer” shall be substituted ;

(c) in Form C,—

- (i) for the expression "Particulars of foodgrains where stocks held varieties of the foodgrains", occurring after the words "Address", the expression "particulars of godowns where stocks held"

VARIETY OF FOODGRAINS

- (ii) in sub-para (a), for the expression "delivered/remove", the expression "delivered/removed" shall be substituted ;
- (iii) in para 5, for sub-paras (i) and (ii), the following shall be substituted, namely :—

"Variety of	Handling	Transport	Any other	Net	Remarks."
foodgrains	charges.	charges.	charges.	Profit.	

[Food Supplies Department—Published in Raj. Gazette-Extraordinary-Part IV (Ga.) dated 10-4-1964, Page 31].

Notification No. F 1 (3) Food/Sup/63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under G.S.R. 888, dated the 28th June, 1961, in the Gazette of India, Part II, section 3, sub-section (i), dated the 8th July, 1961, the State Government hereby makes the following order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely—

1. This Order may be called the Rajasthan Foodgrains Dealers Licensing (Second Amendment), Order, 1964.

2. In clause 6 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, hereinafter referred to as the principal Order, —

- (a) in sub-clause (e), for the punctuation mark " , " the punctuation mark " : " shall be substituted; and
- (b) to clause 6 as so amended, the following proviso shall be added, namely :—

"Provided that if such dealer or applicant is a retailer, that is to say, if he is engaged in the business of selling foodgrains directly and solely to the consumers, he shall deposit security of the value mentioned below :—

(a) no security, if the annual turnover does not exceed 2500 quintals; and

(b) Rs. 100, if the annual turnover exceeds 2500 quintals".

3. In Schedule II of the principal Order,—

(a) in Form A after item 9, the following new item shall be added, namely:—

"9A. Whether the applicant is, or intends to carry on business as, a retailer?";

(b) in Form B, to paragraph 4, the following proviso shall be added, namely:—

"Provided that if the licensee is a retailer, that is to say, if he is engaged in the business of selling foodgrains directly and solely to the consumers, he shall, instead of a fortnightly return in Form C submit to the licensing authority concerned a true return in Form C-1 of the stocks, receipts and deliveries of each of the foodgrains every month so as to reach the licensing authority within seven days of the close of the month"; and

(c) after Form C, the following new form shall be added, namely:—

"FORM C-1

For use by a retail dealer.

(See proviso to condition 4 of Form B)

Return of stocks, receipts and sales of foodgrains for the month of 196 .

Name

Number of licence

Address

Particulars of foodgrains where stock held

Varieties of foodgrains:—

Particulars	Quantity in quintals	Remarks, if any.
-------------	----------------------	------------------

1. Opening balance of stock at the beginning of the month.		
------------------------------------------------------------	--	--

2. Quantity purchased during the month and the sources of supply.		
-------------------------------------------------------------------	--	--

3. Quantity sold during the month.		
------------------------------------	--	--

4. Stock at the end of the month.		
-----------------------------------	--	--

To, Licensing Authority District.

Signature.

Place

Licence No.

Date

Notification No. F. 1 (3) Food/Sup/64—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food), published under G.S.R. 888, dated the 28th June, 1961, in the Gazette of India, Part II, Section 3, Sub-section (i) dated the 8th July, 1961, the State Government hereby makes the following order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964; namely:—

1. This Order may be called the Rajasthan Foodgrains Dealers Licensing (Third Amendment) Order, 1964.

2. In clause 6 of the Rajasthan Foodgrains Dealers Licensing Order, 1964,—

(a) in sub-clause (e), the words and figures “but does not exceed two thousand quintals” shall be omitted; and

(b) sub-clauses (d) and (e) shall be deleted.

[Published in Rajasthan Gazette Extraordinary Part IV (Ga) dated 28-4-1964.]

Notification No. F. 1 (3) Food/Sup./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under G.S.R. 888, dated the 28th June, 1961, in the Gazette of India, Part II, section 3 sub-section (i), dated the 8th July, 1961, the State Government hereby makes the following order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. *Short title, extent and commencement*.—(1) This order may be called the Rajasthan Foodgrains Dealers Licensing (Fourth Amendment) Order, 1964.

(2) It extends to the whole of the State of Rajasthan.

(2) It shall come into force at once.

2. *Amendment of clause 6*.—In clause 6 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, after the existing proviso, the following further proviso shall be inserted, namely:—

“Provided further that if such dealer or applicant is a Co-operative Society registered under the Rajasthan Co-operative Societies Act, 1953, and—

(a) where such society is engaged in the retail business of foodgrains, as explained in the foregoing proviso, the amount of security payable by such society shall be equal to one-fourth

of the amount payable under paragraphs (a) or (b) of the foregoing proviso:—

(b) in any other case, such security amount shall be equal to one-fourth of the amount payable under clauses (a); (b) and (c) of this clause”.

[Published in Raj. Gazette Extraordinary-Part IV (Ga)-dated 9-9-1964]

Notification No. F. 1 (3) Food/Supp./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India under the Ministry of Food & Agriculture (Department of Food), published under (GR 888 dated 28th June, 1961), in the Gazette of India, Part II, section 3, sub-section (i), dated 8th July, 1961, the State Government hereby makes the following order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. (1) This Order may be called the Rajasthan Foodgrains Dealers' Licensing (Fifth Amendment) Order, 1964.

(2) It shall come into force at once.

2. In Rajasthan Foodgrains Dealers' Licensing Order, 1964, in Schedule II,—

(a) In Form 'B', para 9 along with the proviso thereto shall be omitted.

(b) Form 'D' shall be deleted.

(Published in Rajasthan Gazette Extraordinary-Part IV (Ga)-dated 26-9-1964.)

Food & Civil Supplies Department

Jaipur, March 6, 1965.

Notification No F. 1 (3) Food/Supp.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under GSR 888, dated 28th June, 1964, in the Gazette of India, Part 2, Section 3, sub-section (i) dated 8-7-61, and with the prior concurrence of the Central Government, the State Government hereby makes the following order further to amend the Rajasthan Foodgrains Dealer's Licensing Order, 1964, namely:—

1. **Short title, extent and Commencement.**—(1) This Order may be called the Rajasthan Foodgrains Dealer's Licensing (Sixth Amendment) Order, 1965.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on the date of its publication in the official Gazette.

*Amendment of Clause 11:—*In clause 11 of the Rajasthan Foodgrains Dealers' Licensing Order, 1964, in sub-clause (1), after the word "officer" the expression "of the State Government," shall be inserted.

[Pub. in Raj. Ex. 4 (Ga)—Dt. 6-3-65 Page 817]

Food & Civil Supplies Department

Jaipur, March, 15, 1965.

*Notification No F. 1(3) Food/Sup.—*In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under G.S.R. 888 dated the 28th June, 1961, in the Gazette of India (Part II), section 3, sub-section (i) dated the 8th July, 1961; and with the prior concurrence of the Central Govt., the State Government, hereby makes the following Order to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. Short title, extent and commencement:—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (Seventh Amendment) Order, 1965.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

*2. Amendment of clause 4.—*In the Rajasthan foodgrains Dealers Licensing Order, 1964, here in after referred to as the principle Order, in clause 4, in sub-clause (2), for the words "issued on renewed" the words "issued, re-issued or renewed" shall be substituted.

*3. Insertion of new Clause 8A.—*After clause 8 of the Principal Order, the following new clause shall be inserted, namely:—

"8 A. Notwithstanding anything contained in clause 8, where a licensee has been convicted by a court of Law in respect of contravention of any order made under section 3 of the Essential Commodities Act, 1955 (10 of 1955), relating to foodgrains, the Licensing authority may, by order in writing, cancel his Licence

Provided that where such conviction is set aside in any appeal or revision, the Licensing Authority may, on application in Form A by the person whose Licence has been cancelled, re-issue the Licence to such person".

4. *Amendment of clause 10.*—In clause 10, in sub-clause (1) for the words “refusing to grant or renew a Licence” the words “Refusing to grant, re-issue or renew a licence” shall be substituted.

[Pub. in Raj. Gaz. Ex. 4(Ga)—Dt. 15-3-65—Page 837]

Food & Civil Supplies Department

Jaipur, July 27, 1965.

Notification No. F. 1 (3) Food Supplies.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India, in the Ministry of Food and Agriculture (Department of Food), published under GSR 888, dated the 28th June, 1961, in the Gazette of India (Part II) section 3, sub-section (i), dated the 8th July, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (Eight Amendment) Order, 1965.

(2) It extends to whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause 2.*—In clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, hereinafter referred to as the principal Order.—

(a) in sub-clause (b), after the expression “products” the expression “or mixtures” shall be inserted;

(b) the existing sub-clause (e) shall be renumbered as sub-clause (f) and before sub-clause (f) as so renumbered, the following new sub-clause shall be inserted, namely:—

(e) “marketing authority” means—

(i) in relation to a regulated market under the Rajasthan Agricultural Produce Markets Act, 1961, the market committee established for that market, under the said Act; and

(ii) in any other case, the Director of Agriculture Rajasthan;”

3. *Amendment of clause 8.*—In clause 8 of the principal Order, in the proviso, for the word “starting” the word “stating” shall be substituted.

4. *Amendment of clause 11*—In clause 11 of the principal Order,—

(i) in sub-clause (b), for the word “of” occurring after the expression “provisions of this Order”, the word “or” shall be substituted;

(ii) in sub-clause (d), the word “(a)” occurring after the expression “conveyance used in” shall be deleted.

5. *Amendment of Schedule I*—In Schedule I to the principal Order, after item 11, the following new item shall be added, namely,—

“12 Mixtures of foodgrains (Gujji, Bājhar, etc)”.

6. *Amendment of Schedule II*—In Schedule II to the principal Order,—

(a) in Form A, in item 7, after the expression “three years”, the expression “preceding the year of application” shall be inserted;

(b) in Form B,—

(i) in paragraph 3, in sub-paragraph (i) after the expression “for each of the foodgrains”, the expression “and/or mixtures of foodgrains” shall be inserted;

(ii) in paragraph 4, the expression, “showing also the average price of purchase and sale of each of the foodgrains during the fortnight and his margin in respect of the stock of each of the foodgrains sold during the fortnight” shall be omitted;

(c) in paragraph 7, for sub-paragraph (iii), the following sub-paragraph shall be substituted, namely:—

“(iii) charge in respect of sales of foodgrains made by him; a margin of profit in excess of the rate prevailing in the market at the time of sale or at a rate of margin of profit for wholesale transactions in foodgrains by a representative body of foodgrains dealers for the locality concerned whichever is less.”

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 27-7-65 at Page 231]

Food & Civil Supplies Department

Jaipur, October 28, 1965

Notification No. F.1 (3) Food/Sup—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under GSR, 888, dated

the 28th June, 1961 in the Gazette of India, Part II-section 3, sub-section (i), dated the 8th July, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains Dealers' Licensing Order, 1964, namely :—

1. *Short title, extent and commencement*.—(1) This Order may be called the Rajasthan Foodgrains Dealers' Licensing (Ninth Amendment) Order, 1965.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on the date of its publication in the Rajasthan Gazette.

2. *Amendment of clause 3*.—In clause 3 of the Rajasthan Foodgrains Dealers' Licensing Order, 1964, in sub-clause (2), For the expression "store the foodgrains for the purpose of sale" the expression "be a dealer" shall be substituted.

(Pub. in Raj Gaz. 4 (Ga)—Dt. 2-12-65—Page 436)

Food And Civil Supplies Department
Jaipur, January 17, 1966.

Notification No. F. 17 (10) Food/Sup/66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of food), published under GSR 888 dated the 28th June, 1961 in the Gazette of India, Part II section 3, sub-section (i), dated the 8th July, 1961, and with the prior concurrence of the Central Government, the state Government, hereby makes the following Order to further amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. *Short title, extent and commencement*.—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause 9*.—In clause 9 (3) of the Rajasthan Foodgrains Dealers Licensing Order, 1964, hereinafter referred to as the principal Order, the word 'of' occurring in between the words 'Security' and 'such' shall be substituted by the word 'or'.

3. *Amendment of Schedule II*.—In Schedule II of the principal Order, in form 'B'—

(a) the existing items '15' and '16' shall be renumbered as '16' and '17'; and

(b) before item '16' as so renumbered, the following item '15' shall be inserted, namely:—

"15. Every licensee shall take adequate measures to ensure that foodgrains stored by him are maintained in proper condition and that damages to foodgrains due to ground moisture, rain, insects, rodents, birds, fire and such other causes are avoided. Suitable dunnages shall be used to avoid damage from ground moisture and foodgrains shall be fumigated with chemicals approved for the purpose by persons who have undergone practical training in that regard. The licensee shall also ensure that fertilisers, insecticides and poisonous chemicals likely to contaminate foodgrains are not stored along with foodgrains in the same godown or in immediate juxtaposition of foodgrains stock."

[Pub. in Raj. Gaz. 4 (Ga)-Dt. 3-2-66-Page 243]

Food And Civil Supplies Department
Jaipur, July 13, 1966.

Notification No. F. 17 (10) Food/Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955. (Central Act 10 of 1955), read with the Notification of the Government of India, Ministry of food, Agriculture, Community Development and Co-operation (Department of Food), published under GSR 906, dated the 9th June, 1966, in the Gazette of India (part II), section 3, sub-section (i), dated the 9th June, 1966; and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. **Short title, extent and commencement**.—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (Second Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. **Amendment in Clause 5**.—In sub-clause (1) of Clause 5 of the principal order the following proviso and explanation shall be added, namely:—

"Provided that an application for renewal shall be made, after payment of fees prescribed, in sub-clause (2) of the said Order before the 31st day of March."

Explanation.—For the purpose of this sub-clause, the period of the validity of a licence shall not be deemed to have expired if an application for its renewal is pending before the Licensing Authority."

[Pub. in Raj. Gaz. Ex 4 (Ga)-Dt. 13-7-66—Page 211]

Food & Civil Supplies Department

Jaipur, November 3, 1966

Notification No. F. 17 (10) Food/Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Notification of the Government of India, Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) published under GSR 906 dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964 namely:—

1. **Short title**—This Order may be called the Rajasthan Foodgrains Dealers Licensing (Third Amendment) Order, 1966.

2. **Amendment of clause 2**—In sub clause (aa) of clause 2 of the Rajasthan Foodgrains Dealers Licensing Order 1964, hereinafter referred to as the principal Order, after the expression “of all foodgrains taken together” the expression “and includes a commission agent”, shall be inserted.

3. **Amendment of clause 5**—In the proviso to clause 5 of the principal Order the words “the said Order” shall be substituted by the words “this clause”

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 3-11-66—Page 481]

Food & Civil Supplies Department

Jaipur, December 9, 1966

Notification No. F 17 (10) Food/Sup/66—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under GSR 906 dated the 9th June, 1966, in the Gazette of India (Part II) Section 3, sub-section (i), dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following order further to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. **Short title**—This Order may be called the Rajasthan Foodgrains Dealers Licensing (Fourth Amendment) Order, 1966.

2. **Amendment of clause 3**—In the Rajasthan Foodgrains Dealers Licensing Order, 1964, in Sub clause (2) of clause 3 for the expression “a dealer” the expression “carrying on business as a dealer” shall be substituted.

(Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 9-12-66—Page 545)

Food and Civil Supplies Department

Jaipur, August 30, 1967.

Notification No. F 17 (10)/ Food/Sup.166.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955) read with GSR No. 1111 dated the 24th July, 1967 of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), published in the Gazette of India (Part II), section 3, sub-section (i) dated the 24th July, 1967, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains Dealers Licensing Order, 1964, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Foodgrains Dealers Licensing (First Amendment) Order, 1967.

2. It extends to the whole of the State of Rajasthan.

3. It shall come into force at once.

2. *Amendments in Schedule II of the Rajasthan Foodgrains Licensing Order, 1964*—In Schedule II of the Rajasthan Foodgrains Dealers Licensing Order, 1964,

(1) in Form "B" for the existing condition No. 4, the following shall be substituted, namely:—

"(4) The licensee shall, except when specially exempted by the State Government or by an officer authorised by the State Government in this behalf, submit to the licensing authority concerned the following fortnightly, quarterly and annual returns in their respective forms within the time mentioned hereafter:—

(a) Fortnightly returns in Form "CI" of stocks, receipts and sales of foodgrains (i.e. in respect of the period from 1st to 15th and from 16th to the end of each month) within three days of the close of each fortnight;

(b) Quarterly returns in form "CII" of approximate margins in respect of stocks of each foodgrains sold during each quarter (i.e. in respect of quarter ending 31st March, 30th June, 30th September, and 31st December of every year) along with the return (Form "CI") for the second fortnight of the month following the end of the quarter;

(c) Annual return in Form "CIII" of actual margins in respect of stocks of each foodgrains sold during the year ending 31st December of each year along with the return (Form "CI") for the second fortnight of the month following the end of the year;

(2) in Form "B" in the proviso of existing condition No. 4 the expression "instead of a fortnightly return in Form "C", occurring after the words "he shall" shall be deleted;

(3) in Form "B" in the proviso to the existing condition No. 4, for the words "Form C-I" the words "Form C-IV" shall be substituted;

(4) the existing Form "C" shall stand deleted;

(5) the existing "Form C I" shall be relettered as "Form C IV";

(6) "Form C I", "Form C-2" and "Form C-III" respectively shall be inserted one after the other immediately after the existing Form "B", namely:—

FORM "C (1)" For use by a Dealer (See condition 4) of Form B of Rajasthan Foodgrains Dealers Licensing Order, 1964.

**Fortnightly Return of Stocks, Receipts & Sales of
Foodgrains**

1. Name of Foodgrains....
2. Name of licensee
3. Fortnight ending
4. State
5. District
6. Town
7. Licence No.
8. Annual Turnover in all foodgrains Rs.
9. Security Deposit Rs.
10. Stock at the beginning of the fortnight & the particulars of godowns where stock held

Particulars & Address of Godown	Code	Quantity in Qtls	
CC		Unsold	Sold but not delivered
(10.1)	(10.2)	(10.3)	(10.4)
Total All Godowns			
11. Stocks pledged with any person or institution such as a Bank or Co-op. Society etc.			
Particulars of party with whom pledged Stock held at	Code		
Quantity in Qtls.			
CC	(11.2)	(11.3)	(11.4)
Totals			

12. Total of stocks held by the stockists and those pledged (i.e. total of items 10 and 11 above) in quintals
13. Quantity purchased during the fortnight & source of supply.

Source of Supp.	Quantity purchased earlier but received now	Quantity purchased and received	Average price paid per Qtls.
CC			
(13.1)	(13.2)	(13.3)	(13.4)

14. Quantity sold during the fortnight.

Quantity sold & delivered			Quantity sold but not yet delivered			Total Cols.
To whom sold removed during the fortnight						(14.4)
Locally or for movement to places within the State.	For movement to other States	Total	Locally or for movement within the State.	For movement to other State.	Total	(14.7)

CC

(14.1)	(14.2)	(14.3)	(14.4)	(14.5)	(14.6)	(14.7)	(14.8)
To Bulk Consumers							
To Regd. Retailers							
To other Wholesalers							
To Government							
Total							

NOTE

Quantity sold earlier & but delivered during the fortnight will also be included in cols. 14.2, 14.3 and 14.4.

15. Stock at the end of the fortnight.

Particulars of the God-own Code	Actually with the Pledged. Stockist	Total
	Unsold	Sold but not delivered.

CC

(15.1) (15.2) (15.3) (15.4) (15.5) (15.6)

Totals

16. Place

17. Date.....

18. Signature

Dealer's Stamp & Licence No.

To,

1, The Licensing Authority,

.....

2.

.....

FORM "C(II)" For use by a dealer (Sec condition 4 of Form B of Rajasthan Foodgrains Dealers Licensing Order, 1964)

Quarterly Return of Approximate Margins In
Respect of Stocks Of Each Foodgrains
Sold During The Quarter Ending

(All quantities in this return are to be mentioned in terms of quintals rounded to the nearest unit of quintal).

1. Name of Licencee.....
2. Address.....
3. State.....
4. District.....
5. Town.....
6. Licence No.....
7. Annual Turnover Rs
8. Security Deposit Rs
9. Date of close of the year's accounts.....

Name of Foodgrains	Foodgrain Code	Quantity purchased	Average price paid per Qtls.	Quantity sold.	Average price received/realised
--------------------	----------------	--------------------	------------------------------	----------------	---------------------------------

CC

(10.1) (10.2) (10.3) (10.4) (10.5) (10.6)

Approximate average margin in respect of each foodgrains sold during the quarter.

Handling Transport

Net profit

(10.7) (10.8) (10.9) (10.10) (10.11) (10.12) (10.13)

NOTE

Information in respect of the above table shall be furnished by the licensee for each year within two weeks of the closing of the Annual Accounts for that year. This Statement shall be furnished alongwith the return (Form C-I) for the second fortnight of the month following the end of the year.

11. Place.....

12. Date.....

13] Signature

Dealer's Stamp & Licence No.....

To,

1. The Licensing Authority

.....

2.

.....

[Pub. in Raj. Gaz. Ex. 4—(Ga)—Dt. 30-8-67—Page 49]

Food & Civil Supplies Department

Jaipur, November 24, 1967.

Notification No. F. 17 (10) Food/Sup/66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955, (10 of 1955), read with the Notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under GSR 1111, dated the 24th July, 1967, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely:—

1. **Short title.**—This Order may be called the Rajasthan Foodgrains Dealers Licensing (Second Amendment) Order, 1967.

2. **Amendment of clause 2.**—In sub-clause (aa) of clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, hereinafter referred to as the principal Order, for the word “ten” the word “one” and for the word “twentyfive” the word “five” shall be substituted.

3. **Amendment of Schedule I.**—In Schedule I to the principal Order, after item 12, the following new items shall be added, namely—

“13. Moong 14. Urd 15. Arhar 16. Masoor
17. Chaula 18. Pease (Matar) and 19. Moth”

[Pub. in Raj. Gaz. Ex. 4(Ga)-Dt. 24-11-67-Page 721]

RAJASTHAN FOODGRAINS DEALERS LICENSING
ORDER, 1964

Notification No. F. 1 (3) Food/Sup./63—In pursuance of sub-clause (d) of clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, and in supersession of Notification No. F. 1(3) Food/Sup./63 dated the 24th February, 1964, the State Government hereby appoints the following to be the Licensing Authority to exercise the powers and perform the duties of the Licensing Authority under the order noted against them :—

Licensing of Dealers
(clause 3 of the order).

- (i) Tehsildar of the Tehsil co-opting at the head-quarters of the District Supply Officer where this power will be exercised by the "District Supply Officer," and
(ii) the Collector of the District.

Issue of Licence only
[Clause 4 (2) of the order]

- (i) The same authority as in clause 3 above.
(ii) (a) Tehsildar (b) Distt. Supply Officer (c) S. D. O. (d) Collector.

Issuing of directions under proviso to Food Commissioner, Raj. para 9 of Form D.

Period of licence and fees chargeable
(Clause 5 of the order).

The same Licensing Authority as in clause 3 above.

Deposit of security
(Clause 6 of the order).

....The same Licencing Authority as in clause 3 above.

Power to refuse license
(Clause 7 of the order).

....The same Licensing Authority as in clause 3 above.

Contravention of conditions of licence.
(Clause 8 of the order).

(i) for purposes of "suspension" same authority as in clause 3 above.

(i) For purposes of cancellation—
(a) the S.D.Os, of the Sub-Divisions throughout their Sub-Divisions except at places given below :

This would apply to all R.A.S.
Distt. Supply Officers.

Jaipur.
Ajmer.
Jodhpur.
Kota.
Bikaner,
Udaipur.

where the powers of cancellation of the licence shall be exercised by the District Supply Officer stationed there and

Forfeiture of security deposit
(Clause 9 of the order)

(b) the Collector of the District.
The same Licencing Authority as exercises the powers of cancellation in clause 8 above.

Powers of entry, search, seizure etc.
(Clause 11 of the order)

Tehsildar, (District Supply Officer, Sub-Divisional Officer and the Collector within their respective jurisdictions.

Power of licencing authority to issue directions to licensee.
(Clause 12 of the order),

1. Collector of the District.
2. Food Commissioner, Rajasthan.
than.

[Food Supplies Department-published in Rajasthan Gazette-Extraordinary-part IV (Ga)-dated 10-4-1964, page 31].

Order No. F.1(3)Food/Sup/63—In pursuance of paragraph 19 of Form B of Schedule II to the Rajasthan Foodgrains Dealers Licensing Order 1964, the State Government hereby exempts all dealers who are retailer, that is to say, who are engaged in the sale of foodgrains directly and solely to consumers, and whose annual turnover does not exceed 2500 quintals from the operation of the said paragraph.

Order No. F. 1 (3) Food/Sup/63.—In exercise of the powers conferred by clause 12A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby exempts a dealer who carries on his business in a village and who purchases foodgrains directly from the producers and whose stock of foodgrains of all varieties taken together does not exceed one hundred quintals at any one time, from the operation of paragraph 4 of Form B of Schedule II to the said Order; subject, however, to the condition that such dealer shall submit to the licencing authority concerned a true return, so far as may be, in Form C-I appended to the said Order, of the stocks, receipts and deliveries of each of the Food-

grains for each of the quarters ending 31st March, 30th June, 30th September and 31st December of every year so as to reach the licensing authority within seven days of the close of the quarter.

Notification No. F. 1 (3) Food/Supp./63—In pursuance of the provisions of sub clause (1) of clause 11 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby authorises all the Police Officers not below the rank of Circle Inspector, to exercise the powers and perform the functions as mentioned in paragraphs (a), (b); (c) and (d) thereof for purpose of the said Order.

published in Rajasthan Gazette, Extraordinary, part IV (Ga), dated 21-4-1964.

Notification No. F. 1 (3) Food/Supp./63—In exercise of the powers conferred by sub-clause (d) of clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby appoints the Naib Tehsildar, sub-Tehsil Govindgarh, District Jaipur as Licensing Authority for issuing and renewing licences under the said Order, within his territorial jurisdiction.

(published in Rajasthan Gazette Extraordinary-part IV (Ga)-dated 4-9-1964)

Notification No. F. 1 (3) Food/Supp./63—In exercise of the powers conferred by clause 12 of the Rajasthan Foodgrains Dealers' Licensing Order, 1964, J. R. N. Hawari Licensing Authority, appointed in this behalf hereby cancel the following notifications, namely:—

1. Notification No. F. 1 (3) Food/Supp./63, dated 21st April, 1964, published in the Rajasthan Gazette, Extraordinary, Part IV 'C' dated 21st April, 1964.
2. Notification No. F. 1 (3) Food/Supp/63, dated 5th May, 1964, published in the Rajasthan Gazette, Extraordinary, Part IV 'C', dated 5th May, 1964

(Published in Raj. Gazette Extraordinary-Part IV (Ga) Dt. 26-9-1964).

Notification No. F. 1 (3) Food/Supp./63—In exercise of the powers conferred by clause 12 A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government, hereby, exempts the Gram Panchayats and Panchayat Samitis, established or constituted under the Rajasthan Panchayat Act, 1953, and the Rajasthan Panchayat Samiti and Zila Parishads Act, 1959, respectively, and the Co-operative Societies, registered under the Rajasthan Co-operative Societies Act, 1953 from

4] Notifications under Raj. Foodgrains Dealers Licensing Order, 1964

the provisions of sub-clause (1) of clause 3 of the said Order, in respect of the purchase or sale or storage for sale of foodgrains for purposes of seed.

[Published in Rajasthan Gazette Extraordinary Part IV [Ga] dated 5-8-1964 Page 355].

Food & Civil Supplies Department

Jaipur, January 5, 1965

Notification No. F.1 (3) Food/Sup.—In exercise of the powers conferred by clause 11 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby authorises the Officer of the Food and Civil Supplies Department; Government of Rajasthan, not below the rank of the Enforcement Inspectors, to exercise all powers of entry, search and seizure etc., in their respective jurisdiction.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 5-1-65]

Food & Civil Supplies Department

Jaipur, March 6, 1965.

Notification No. F.1 (3) Food/Sup.—In exercise of the powers conferred by sub-clause (1) of clause 11 of the Rajasthan Foodgrains Dealer's Licensing Order, 1964, the State Government hereby authorises the Inspectors of the Regional Directorate of Food, Northern Region, Government of India, Ministry of Food and Agriculture, (Department of Food), New Delhi, to exercise all powers of entry, search, seizure, etc., in their respective jurisdiction under the said clause.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt. 6-3-65 Page 818]

Food & Civil Supplies Department

Jaipur, March 26, 1965.

Notification No. F.1 (3) Food/Sup./63.—In exercise of the powers conferred by clause 12A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, read with paragraph 10 of Form B of Schedule II thereto, and in supersession of this Department Order No. F.1(3) Food/Sup./63 dated the 21st April, 1964 relating to the exemption of retailers from the issuing of receipts under the said order, the State Government hereby exempts from the provisions contained in the said paragraph, all dealers who are retailers, that is to say, who are engaged in the sale of foodgrains directly and solely to consumers, and whose annual turnover does not exceed 2500 quintals, except those retailers who are engaged in the sale of foodgrains directly and solely to consumers at any place within a thirty mile belt all along the border of the State of Rajasthan, adjoining the

State of Punjab, Uttar Pradesh, Madhya Pradesh, Gujrat and Maharashtra.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 26-3-65.]

Food and Civil Supplies Department

Jaipur, July 7, 1965.

Notification No. F. 1 (3) Food/Sup./63.—In exercise of the powers conferred by clause 12-A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, read with paragraph 10 of Form 'B' of Schedule II thereto, the State Government hereby makes the following amendment to this department notification No. F. 1. (3) Food/Sup/63, dated the 26th March, 1965 as published in the Rajasthan Gazette of the same date, namely :—

AMENDMENT

In the said notification the following proviso shall be inserted at the end, namely ;—

“Provided that this exemption shall not apply to the sale of wheat by a dealer, whether or not the annual turn-over by such dealer exceeds 2500 Quintals.”

Pub. in Raj. Gaz. Ex. (Ga)-Dt. 7-7-65. Page 199]

Food and Civil Supplies Department

Jaipur, February 7, 1966

Notification No. F. 1 (3) Food/Sup.—In exercise of the powers conferred by clause 11 of the Rajasthan Foodgrains Dealers' Licensing Order 1964, the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib-Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 3-3-66—Page 591]

Food & Civil Supplies Department

Jaipur, April 6, 1966.

Notification No. F. 17 (29) Food/Sup./66 —In exercise of the powers conferred by sub-clause (1) (a) of clause 12-A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby exempts the Food Corporation of India, Jaipur from the provisions of the said Order.

(Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 6-4-66)

Food & Civil Supplies Department

Jaipur, April 20, 1966

Notification No. F. 17(10) Food/Sup./66.—In exercise of the powers conferred by sub-clause (1) (a) of clause 12-A of the

Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby exempts all fair price shop-keepers as may have been authorised by the Collector and District Magistrate of a District in Rajasthan dealing in imported foodgrains and their products from the provisions of the said Order.

[Pub. in Raj. Gaz. 4 (Ga):Dt. 26-5-66 Page 127 (23)]

Food & Civil Supplies Department

Jaipur, January 16, 1967

Notification No. F 17 (10) Food/Sup.66.—In exercise of the power conferred by sub-clause (1) (a) of clause 12-A of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby exempts all fair price shopkeepers as may have been authorised by the Collector and District Magistrate of a district in Rajasthan dealing in coarse-foodgrains (Jowar, Maize, Bajra) and Gram/Gramdal from the provisions of the said Order.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt. 16-1-67]

Food & Supplies Department

Jaipur, May 9, 1967

Notification No. F. 17 (10) Food/Sup. 66.—In pursuance of sub-clause (d) of clause 2 of the Rajasthan Foodgrains Dealers Licensing Order, 1964, the State Government hereby authorises all the District Supply Officers in the State of Rajasthan to exercise the powers and perform the duties of the Licensing Authority in their respective jurisdiction in regard to suspension of licences under clause 8 of the said order.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 9-5-67]

**RAJASTHAN FOODGRAINS (FIXATION OF PURCHASE
PRICES) ORDER, 1965.**

Rescinded vide Food and Civil Supplies Department Notification dated 12-8-1966.

**RAJASTHAN FOODGRINS (FIXATION OF PURCHASE
PRICES) ORDER, 1966**

Rescinded vide Food and Civil Supplies Department Notification dated 3-11-1966.

**RAJASTHAN FOODGRAINS (INTER DISTRICT
MOVEMENT CONTROL) ORDER, 1965**

Rescinded vide Food and Civil Supplies Department Notification dated 1-10-1966.

RAJ. FOODGRAINS MOVEMENT RESTRICTIONS (EXEMPTION TO FOOD CORPORATION OF INDIA) ORDER, 1966

Food and Civil Supplies Department

Jaipur, November 19, 1966.

1. Notification No. F. 17 (29) Food/Sup /66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), published under GSR 906, dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely:—

1 Short title and commencement.—(1) This Order may be called the Rajasthan Foodgrains Movement Restrictions (Exemption to Food Corporation of India) Order, 1966.

(2) It shall come into force at once.

2; Definition.—In this Order the Food Corporation of India means the Food Corporation of India established under the Food Corporation of India Act, 1964.

3. Exemption from Movement, Restrictions in respect of Food Corporation of India.—Nothing contained in the Orders specified in the Schedule below shall apply to the movement of foodgrains by or under the authority of the Food Corporation of India, provided that movement of foodgrains is undertaken by the Food Corporation of India on the basis of the export permits issued by the State Government.

THE SCHEDULE

- (1) The Rajasthan Gram and Barley (Prohibition of Export Order, 1966.
- (2) The Rajasthan Coarsegrains (Prohibition of Export) Order, 1966.

RAJASTHAN FOODGRAINS (PREVENTION OF HOARDING) ORDER, 1966

Food & Civil Supplies Department

Jaipur August 12, 1966

Notification No. F. 17 (61) Food/Sup/66.—In exercise of the powers conferred under clauses (d) and (i) of sub section (2) of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under GSR 906, dated 9-6-66, in the Gazette of India, part II. Section 3, Sub-section (i) dated 9-6-66 and with the prior concurrence of the Central Government the State Government hereby makes the following order, namely:—

1. *Short title extent and commencement*:—(1) This Order may be called the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Definitions*:—(1) In this order, unless the context otherwise requires—

(a) “foodgrains” means any one or more of the foodgrains specified in the first schedule, including products of such foodgrains other than husk and bran;

(b) “Schedule” means a Schedule appended to this order.

(2) A person shall be deemed to be in possession of foodgrains—

(a) when they are held on behalf of that person;

(b) notwithstanding that they are pawned or pledged with another person.

3. *Restriction on possession of foodgrains exceeding the maximum fixed*.—No person shall have in his possession at any one time foodgrains—

(a) if he is a producer of wheat, in quantity exceeding 20 quintals of wheat or in quantity 45 quintals of all foodgrains taken together;

(b) if he is a dealer, as defined in the Rajasthan Foodgrains Dealers Licensing Order, 1964, in quantity exceeding 20 quintals of wheat;

(c) in any other case, wheat in quantity exceeding 10 quintals or in quantity exceeding 25 quintals of all foodgrains taken

together; unless he has submitted a declaration of such stock in the manner and to the officer specified in clause 4.

Provided that nothing contained in this clause shall apply to a dealer, whether a wholesaler or a retailer, licensed under the Rajasthan Foodgrains Dealers Licensing Order, 1964, in respect of foodgrains other than wheat, sold or purchased by him in course of business

4. *Duty to declare possession of excess stock.*—Any person having in his possession any quantity of foodgrains exceeding that permitted by clause 3 shall submit a declaration, in the Form given in the Second Schedule, to—

(a) the District supply Officer, if the stocks are held or possessed at a place which is the headquarters of a district, and

(b) the Tehsildar, if the stocks are held or possessed at any other place.

before the 15th day of August 1966 and thereafter every fortnight (1st to 15th and 16th to the end of the month) so as to reach him within three days after the close of the fortnight.

5. *Requisitioning of stocks*—Every person holding stocks of foodgrains when required by the State Government or the Collector or any Officer appointed by the State Government in that behalf, by a direction in writing shall sell and deliver to such officer or agent of the State Government, at such place, at such time or such day, such quantities of the stock of foodgrains held stock or possessed by him as is specified in the said direction and at such price as is specified therein having regard to the matters specified in sub clauses (a), (b) and (c) of sub-section (3) of section 3 of the Essential Commodities Act, 1955.

6. *Foodgrains to remain available.*—No person shall—

(a) enter into any transaction involving purchase or sale or store for sale in a speculative manner prejudicial to the maintenance of easy availability of the supplies of foodgrains in the market; or

(b) withhold from sale foodgrains ordinarily kept by him for sale.

(2) With a view to securing availability of foodgrains at fair prices the State Government or the Collectors of the Districts or any other officer or authority appointed by the State Government in this behalf, may issue directions to—

(a) a producer of foodgrains, having in his possession foodgrains, in quantity exceeding 50 quintals of all the foodgrains, taken together at any one time, or

- (b) any person, having in his possession foodgrains, in quantity exceeding 25 quintals of all the foodgrains, taken together, at any one time,

to sell all or such part of the stocks of foodgrains as may be specified in the direction generally, or to a class of persons as may be specified in the direction at a price fixed in the direction having regard to the matters specified in sub-clause (a), (b) and (c) of sub-section (3) of section 3 of the Essential Commodities Act, 1955.

7. *Offences and penalties*:—(1) Any person contravening any of the provisions of this order shall be punishable under sub-clause (ii) and (b) of sub-section (1) of section (7) of the Essential Commodities Act, 1955.

8. *Power of entry, search, seizures etc* —(1) The District Magistrate, any Magistrate, any Police Officer not below the rank of a Circle Inspector, District Supply Officer, Assistant District Supply Officer, Tehsildar, Naib-Tehsildar, Enforcement Officer, Enforcement Inspector or any other Officer specially authorised by the State Government in that behalf, may with such assistance, if any, as he thinks fit—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order has been, is being or is about to be committed to produce any book, accounts or other documents showing transactions relating to such contraventions;
- (b) enter, inspect or break open, search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order has been, is being or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of any documents showing transactions relating to such contraventions which are produced before him;
- (d) search, seize and remove stocks of foodgrains and the animals, vehicles, vessels or other conveyance used in carrying the said foodgrains in contravention of the provisions of this order, and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of foodgrains and the animals, vehicles or other conveyances so seized, in a court and for their safe custody pending such production,

(2) "The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898), relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

9. *Saving*.—Notwithstanding the rescission of the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1964, any order made by the State Government or any officer subordinate to it in pursuance of the order so rescinded and in force immediately before the commencement of this Order shall be deemed to have been made in pursuance of this Order and under the relevant provisions of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) and shall continue in force according to its tenor and according any appointment made, licence or permit granted or direction issued under the order aforesaid and in force immediately before such commencement shall continue in force according to its tenor until and unless it is superseded by any appointment made, licence or permit granted or direction issued under any other order made in pursuance of this order and under the relevant provisions of section 3 of the said Act.

THE FIRST SCHEDULE

(See clause 2 (i) (a))

- | | |
|------------------|-------------------------|
| 1. Wheat | 2. Paddy (rice in husk) |
| 3. Rice (Husked) | 4. Jowar |
| 5. Bajra | 6. Maize |
| 7. Barley | 8. Gram |

THE SECOND SCHEDULE

(See clause 4)

Statement of stocks of foodgrains as on
for the fortnight/period ending

Name.....

Address

Profession

Particulars of godowns/places where stock held

Variety of Foodgrains.

(in quintals)

Particulars	Date	Stock in hand	Quantity purchased	Quantity sold	Closing balance
1	2	3	4	5	6

Signature

To
 Collector.....
 Distt. Supply Officer.....
 Tehsildar.....

Place.....

Date.....

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 12-8-66—Page 256 (10)]

Food and Civil Supplies Department

Jaipur, November, 17 1966.

Notification No. F. 17 (61) Food/Sup/66.—In exercise of the powers conferred under clauses (b) and (c) of sub-section () of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food, Agriculture Community Development and Co-operation (Department of Food), published under GSFT 906, dated 9th June, 1966, in the Gazette of India Part II, section 3, sub-section (i), dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966, namely:—

1. **Short title**—This Order may be called the Rajasthan Foodgrains (Prevention of Hoarding) (Amendment) Order, 1966:

2. **Amendment of clause 3.**—In clause 3 of the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966, hereinafter referred to as the principal Order,—

- (i) the existing sub-clause (a) shall be omitted;
- (ii) the existing sub-clause (c) shall be re-lettered as sub-clause (b); and
- (iii) in the proviso to this clause, the comma occurring after the figure '1964' shall be substituted by a full stop and the expression "in respect of foodgrains other than wheat, sold or purchased by him in course of business", shall be omitted.

3. **Amendment of clause 5.**—In clause 5 of the principal Order for the expression "in sub-clause (a), (b) and (c) of sub-section (3)," the expression "in sub-clauses (i) and (ii) of sub-section (3B)" shall be substituted.

4. **Amendment of clause 6.**—In clause 6 of the principal Order,—

- (i) before the words, "No person shall", occurring after the heading of this clause, the expression "(1)" shall be inserted;
- (ii) in sub-clause (2) (b) for the expression "in sub-clauses (a), (b) and (c) of sub-section (3)", the expression, "in sub-clauses (i) and (ii) of sub-section (3B)", shall be substituted,

5, Amendment of clause 7.—In clause 7 of the principal Order,—

- (i) the expression “(1)” occurring after the heading of this clause shall be omitted; and
- (ii) from the expressions “Section (7)” occurring in this clause, the brackets shall be omitted.

6. Amendment of clause 8.—In clause 8 of the principal Order, the words “a Circle” occurring before the word “Inspector” shall be omitted.

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 17-11-66-Page 521]

Food and Civil Supplies Department

Jaipur, June 28, 1967

Notification No. F. 17 (61) Food/Sup./56.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Government of India, Ministry of Food, Agriculture, Community Development Cooperation (Department of Food) Order No. GSR 906, dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966, namely:—

1. Short title.—This Order may be called the Rajasthan Foodgrains (Prevention of Hoarding) Amendment Order, 1967,—

2. Amendment of clause 4.—In clause 4 of the Rajasthan Foodgrains (Prevention of Hoarding) Order, 1966,—

(a) for the words, figures and brackets “every fortnight (1st to 15th and 16th to the end of the month)” the words “at the end of every month” shall be substituted; and

(b) for the word “fortnight” occurring after the words “the close of the,” the word “month” shall be substituted

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 28-6-67-Page 283]

RAJASTHAN FOODGRAINS (PROCUREMENT) ORDER, 1965

Food & Civil Supplies Department

Jaipur, April 15, 1965.

Notification No. F. 17 (327) Food/Sup./65—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food), published under GSR 888, dated 28-6-61, in the Gazette of India, Part II, section 3, sub-section (i), dated 8-7-61, the State Government hereby makes the following Order, namely :—

1. Short title, extent and commencement.—(1) This Order may be called the Rajasthan Foodgrains (Procurement) Order, 1965.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on the date of its publication in the Official Gazette.

2. Definitions.—In this Order, unless the context otherwise requires,—

(i) 'Act' means the Essential Commodities Act, 1955;

(ii) 'Commissioner' means the Commissioner, Food Supplies, Rajasthan, and includes the Additional Commissioner and Deputy Commissioner, Food Supplies Rajasthan and any other Officer authorised by the State Government in this behalf;

(iii) 'Purchase Officer' means an Officer appointed by the Government by that designation and includes District Supply Officer, Assistant District Supply Officer, Area Supply Officer, Enforcement Officer, and Enforcement Inspector;

(iv) 'Foodgrains' means wheat;

(v) 'Government' means the Government of the State of Rajasthan;

(vi) 'Government purchase' means the purchase of foodgrains by Government at a selected mandi whether such purchase is made direct through a Government servant or through Government Commission agent appointed for the purpose;

(vii) 'Government purchaser' includes the Purchase Officer or any other Officer appointed by the Government in this behalf or the Government Commission agent purchasing foodgrains on behalf of the Govt;

(viii) 'Government Share' means the whole or that portion of daily arrivals of foodgrains at a selected mandi which may be earmarked for purchase by the Government Purchaser;

(ix) 'Inspector' means the Commissioner Food Supplies, Additional Commissioner and Deputy Commissioner Food Supplies, Collector, Purchase Officer, District Supply Officer, Assistant District Supply Officer, Area Supply Officer, Enforcement officer, Enforcement Inspector and such other person as may be authorised in this behalf by the Government by a general or special order in writing;

(x) 'Mandi' means a grain market at any of the places specified in the Schedule to this Order and shall include any other place which the Government may by notification in the Official declare to be a mandi; and

(xi) 'selected Mandi' means a mandi in respect of which an order has been made under clause 3.

3. Selection of Mandi.—The Commissioner may by order in writing, declare any mandi to be a selected mandi for the Government purchase of foodgrains specifying therein the foodgrains in respect of which the Mandi is selected, and the date from which the order shall be effective.

4. Power to amend, vary, withdraw and rescind the order made under clause 3.—The Commissioner, may without assigning any reason amend, withdraw, vary or rescind the order made by him under clause 3.

5. Purchases of food grains in selected mandies.—(1) The Government Purchaser may, in a selected mandi, purchase Government share on payment of price at such rate as may be arrived at in the manner provided for in sub-section (3) of section 3 of the Act.

(2) In a selected mandi no person shall purchase or take delivery of or otherwise deal with any portion of the daily arrivals of foodgrains unless the Government purchaser has taken the Government share or the Government purchaser declares that the Government share will not be taken.

(3) For the purposes of taking Government share, the Government purchaser in a selected mandi shall not take part in any transaction fixing the price of foodgrains and shall take over Government share at the rates fixed under sub-clause (1).

6. Power of entry, search, seizure, etc.—(1) With a view to securing compliance with this order or to satisfying himself that this Order has been complied with the Commissioner may, either by himself, or by the Inspector or by some other person duly authorised by him in this behalf,

- (i) enter and search any premises;
- (ii) ask of any person all necessary informations;
- (iii) examine any books and documents;
- (iv) search and, so far as may be necessary for that purpose, stop any person, vehicle or other conveyance; and

- (v) seize or authorise the seizure of any foodgrain in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened along with the packages, coverings, or receptacles in which such foodgrain is found or the animals vehicles or conveyances used in carrying such foodgrains and thereafter take or authorise the taking of all measures necessary for securing the production of the packages, covering, receptacles, animals, Vehicles or conveyances so seized in a court and for their safe custody pending such production.

Provided that in the exercise of the powers of entry and search under this clause the Inspector or the persons authorised by him shall—

- (i) pay due regard to the social and religious customs of the occupants of the premises; and
 (ii) call upon two respectable inhabitants of the locality concerned to attend and witness any such search, prepare a list of all the things taken possession of and deliver to the person or owner of the vehicle, premises, etc. so searched, a copy thereof duly signed by the said witness :

Provided further that if any such premises be found locked up or unoccupied or unattended to by or on behalf of the owner or occupier the same may, in the presence of the witnesses, be broken open and entered upon for all or any of the aforesaid purposes.

(2) Every person incharge of premises which is sought to be searched under the provision of sub-clause (1) shall allow the authority making the demand, access to such premises and every person, questioned under the aforesaid sub-clause shall be bound to answer all questions put to him truthfully and to the best of this knowledge.

7. Government to have overall powers—In this Order any powers exercised by an authority subordinate to Government may also be exercised by Government.

8. Repeal of the Rajasthan foodgrains (Procurement Order 1959.—As from the commencement of this Order, the Rajasthan Foodgrains (Procurement Order, 1959, shall stand repealed except as respects the things done or omitted to be done thereunder before the commencement of this Order.

SCHEDULE

(See Clause 2 (X))

List of Mandies

S. No.	Districts.	Name of Mandies.
1. Alwar	1. Alwar,	2. Kherli, 3. Khairthal, 4. Kot Kasim.

- | | |
|---------------------|-------------------------------------------------------------------------------|
| 2. Bharatpur | 1. Bharatpur, 2. Dholpur, 3. Nadbai, |
| | 4. Nagar. 5. Deeg |
| 3. Jaipur | 1. Jaipur, 2. Dausa, 3. Bandikui, 4. Kotputli |
| 4. Sawaimadhopur | 1. Sawaimadhopur, 2. Hindaun, 3. Gangapur, 4. Mandiwar, 5. Chowth-ka-Barwara. |
| 5. Tonk | 1. Tonk, 2. Malpura, 3. Deoli, 4. Niwai. |
| 6. Bundi | 1. Bundi. 2. Keshoraipatan. |
| 7. Kota | 1. Kota. 2. Baran, 3. Ramganjmandi, 4. Indergarh, 5. Chhabra. |
| 8. Jhalawar | 1. Bhawanimandi, 2. Khanpur, 3. Chauhahala, |
| 9. Chittorgarh | 1. Pratapgarh. 2. Nimbahera, 3. Begun, 4. Kapasan, 5. Chittorgarh. |
| 10. Shri Ganganagar | 1. Ganganagar, 2. Karanpur. 3. Raisinghnagar, 4. Hanumangarh, 5. Vijaynagar. |

[Pub. in Raj. Gaz. Ex. 4(Ga)—Dt. 15-4-65—Page 17]

FOOD AND CIVIL SUPPLIES DEPARTMENT

Jaipur, May 4, 1966.

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No GSR 888, dated the 28th June, 1961, the State Government hereby makes the following Order to amend the Rajasthan Foodgrains (Procurement) Order, 1965, namely :—

1. Short title, extent and commencement—(1) This Order may be called the Rajasthan Foodgrains (Procurement) (Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on the date of its publication in the Official Gazette.

2. Amendment of clause 2, Rajasthan Foodgrains (Procurement) Order, 1965.—In clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1965, hereinafter referred to as the principal Order in clause 2,—

(a) in sub-clause (i), the expression “Deputy Commissioner” shall be omitted;”;

(b) after sub-clause (ii), the following new sub-clauses shall be inserted, namely:—

“(ia) Corporation” means the Food Corporation of India established under the Food Corporation of India Act, 1965 (Central Act 37 of 1965);”;

(iib) "Corporation Purchase" means the purchase of food-grains by the Corporation in a selected mandi whether such purchase is made directly through an officer of the Food Corporation or through a Commission Agent appointed by it in this behalf;"

(iic) "Corporations Purchaser" means the Purchase Officer or any other officer or agent appointed by the Corporation for the purchase of foodgrains on its behalf;";

(iicd) "Corporation share" means the whole or such portion of daily arrivals of foodgrains at a selected mandi which the Govt., may, by notification in the official gazette, earmark for purchase by the Corporation;";

(c) in sub-clause (iv), after the expression, "wheat", the expression, and gram" shall be inserted.

3. Amendment of clause 3, Rajasthan Foodgrains (Procurement) order, 1965.—In clause 3 of the principal Order, for the expression "for the Government Purchase of foodgrains", the expression "for the procurement of foodgrains under this Order" shall be substituted.

4. Insertion of clause 5A, in the Rajasthan Foodgrains Procurement) Order, 1965.—In the principal Order, after clause 5, the following new clause shall be inserted, namely :—

"5A. Authority of the Corporation to procure foodgrains— (1) With a view to secure the availability of foodgrains, the State Government may, by notification in the official gazette, authorise the Corporation, respecting such foodgrains, for such time and subject to such conditions as may be specified in the notification, to procure Foodgrains in a selected mandi.

(2) Upon the issue of the notification under sub-clause (1), it shall be lawful for the Corporation to procure foodgrains in a selected mandi and all the provisions of this Order shall apply in relation to the procurement of foodgrains by the Corporation in a selected mandi, as if, for the expressions, "Government Purchase", "Government Purchaser", and Government Share"; the expressions, "Corporation Purchase", Corporation Purchaser", and Corporation Share", were respectively substituted:

Provided that nothing herein contained shall take away the powers of Government Purchaser to purchase Government Share of foodgrains in a selected mandi:

Provided further that where in a selected mandi, both the Government Purchaser and the Corporation Purchaser purchase foodgrains the Corporation share shall be such portion of the daily arrivals of the foodgrains at such mandi as the

State Government may earmark in the notification issued under sub clause (1) or by a similar notification from time to time.

5 Substitution of the Schedule to the Rajasthan Foodgrains (Procurement) Order, 1965 —For the Schedule appended to the principal Order, the following Schedule shall be substituted, namely:—

SCHEDULE

S. No. 1	District 2	Name of Mandies 3
1.	Ajmer	1. Beawar; 2. Madanganj; 3. Bijainagar; 4. Kekri.
2	Alwar	1. Alwar; 2. Kherli; 3. Khairthal.
3	Bhilwara	1. Bhilwara; 2. Gulabpura.
4	Bharatpur	1. Bharatpur; 2. Bayana; 3. Nandbai.
5	Shri Ganganagar	1. Shri Ganganagar; 2. Srikaranpur; 3. Raisinghnagar; 4. Padampur; 5. Nohar; 6. Bhadra; 7. Hanumangarh; 8. Sadulshahar; 9. Sangaria; 10. Pilibanga; 11. Kesri Singhpur; 12. Gajasinghpur; 13. Srivijainagar.
6.	Jaipur	1. Jaipur.
7.	Jodhpur	1. Bilara; 2. Pipar City.
8.	Kota	1. Kota; 2. Baran; 3. Sumerganjmandi; 4. Ramganjmandi.
9.	Nagaur	1. Merta City; 2. Kuchaman City.
10.	Pali	1. Sumerpur; 2. Pali; 3. Sojat Road; 4. Rani.
11.	Sawai madhopur	1. Gangapur; 2. Mahumandawar; 3. Sawai madhopur; 4. Hindaun
12.	Bundi	1. Bundi
13.	Jhalawar	1. Bhawanimandi.
14.	Chittorgarh	1. Kapasin; 2. Nimbahera.
15.	Sirohi	1. Sheoganj.
16.	Udaipur	1. Fatehnagar.

[Pub. in Raj Gaz. Ex. 4(Ga)—Dt. 4-5-66—Page 29]

Food and Civil Supplies Department

Jaipur, September 29, 1966.

Notification No. F. 17 (327) Food/Sup/65:—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under GSR 906, dated the 9th June, 1966, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains (Procurement) Order, 1965, namely:—

1. Short title, extent and commencement.—(1) This order may be called the Rajasthan Foodgrains (Procurement) (Second Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Amendment of clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1965.—For sub-clause (iv) of clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1965, the following shall be substituted, namely:—

“(iv) “Foodgrains” means any one or more of the following food-grain and includes the products thereof:—

Wheat, Gram, Jowar, Maize, Bajra and Paddy.”

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 29-9-66 Page 373]

Food and Civil Supplies Department

Jaipur, October 3, 1966.

Notification No. F. 17-(327) Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food), published under GSR 906, dated the 4th June, 1966, the State Government hereby makes the following order further to amend the Rajasthan Foodgrains (Procurement) Order, 1965; namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Rajasthan Foodgrains (Procurement) (Third Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Amendment of the Schedule.—In the existing Schedule appended to the Rajasthan Foodgrains (Procurement) Order, 1965, the following Mandies shall be included:—

S. No. 1	Name of Dist. 2	Name of Mandies. 3
1.	Ajmer	Ajmer Kishangarh
2.	Bhilwara	Jahazpur
3.	Banswara	Banswara Kushalgarh
4.	Barmer	Barmer Balotra Chohan Baitu
5.	Bharatpur	Dholpur Deeg

8 [Rajasthan Foodgrains (Procurement) Order, 1965

6.	Bikaner	Bikaner Nokha Lunkaransar Deshnoke
7.	Bundi	Keshoraiapatan
8.	Chittorgarh	Chittorgarh Pratapgarh Begun
9.	Churu	Churu Sardarshahar Sujargarh Ratangarh Rajgarh Sidhmukh Taranagar
10.	Dungarpur	Dungarpur
11.	Jaipur	Bandikui Dausa Chaksu Chomu Phagi Lalsot Kotputli
12.	Jalore	Bhinmal Raniwara Jalore
13.	Jhalawar	Choumahala Jhalrapatan Khanpur Aklera Manoharthana Pirawa
14.	Jhunjhunu	Jhunjhunu Surajgarh Chirawa Pilani Nawalgarh Mukandgarh
16.	Jodhpur	Jodhpur City Phalodi Osian
15.	Kotah	Anta Chhabra Sultanpur Sangod Chhipabarod

17.	Nagaur	Nagaur. Deedwana Ladnu Degana
18.	Pali	Jaitaran Bali
19.	Sikar	Sikar Neem-ka-Thana Srimadhapur Lachhmangarh Ramgarh (Shekhawati) Fatehpur
20.	Tonk	Tonk Malpura Newai Deoli
21.	Udaipur	Udaipur Bhim Mavli Rajsamand

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 3-10-66-Page 379]

Food & Civil Supplies Department

Jaipur, November 9, 1966.

Notification No. F. 17 (327) Food/Sup/.65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), published under GSR 906, dated the 9th June, 1966, the State Government hereby makes the following order further to amend the Rajasthan Foodgrains (Procurement) Order, 1965, namely:—

1. Short title.—This Order may be called the Rajasthan Foodgrains (Procurement) (Fourth Amendment) Order, 1966.

2. Amendment of the schedule.—In the existing Schedule appended to the Rajasthan Foodgrains (Procurement) Order, 1965, the following mandies shall be included:—

S.No.	Name of District	Name of Mandies.
1.	Bhilwara	Shahpura.
2.	Bharatpur	Nagar.
3.	Sriganganagar	Hanumangarh Junction.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 9-11-66 Page 513]

Food & Civil Supplies Department

Jaipur, December 2, 1966.

Notification No. 17 (327) Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food); published under GSR 906, dated the 9th June, 1966, the State Government hereby makes the following order further to amend the Rajasthan Foodgrains (Procurement) Order, 1965, namely:—

1. Short title.—This Order may be called the Rajasthan Foodgrains (Procurement) (Fifth Amendment) Order, 1966.

2. Amendment of the Schedule.—In the existing Schedule appended to the Rajasthan Foodgrains (Procurement) Order, 1965, the following mandies shall be included:—

S. No.	Name of District	Name of Mandies.
1.	Bharatpur	Bari

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 2-12-66-Page 538]

Food & Civil Supplies Department.

Jaipur, April 18, 1967.

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture Community Development and Co-operation published under GSR 906 dated the 9th June, 1966, the State Government hereby makes the following order further to amend the Rajasthan Food-grains (Procurement) Order, 1965, namely :

1. Short title, extent and commencement.—(1) This Order may be called the Rajasthan Foodgrains (Procurement) Amendment) Order, 1967.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once

2. Amendment of the Schedule.—In the existing Schedule appended to the Rajasthan Foodgrains (Procurement) Order, 1965, the following mandies shall be included :—

S. No.	Name of Disstt.	Name of Mandies
1.	Churu	Sadulpur
2.	Striganganagar	Suratgarh
		Tibi
		Jetsar

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 18-4-67-Page 45]

Food & Civil Supplies Department

Jaipur, April 20, 1967.

Notification No. F. 17 (327)Food/Sup./65.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food), published under GSR 906 dated the 9th June 1966, the State Government hereby makes the following Order further to amend the Rajasthan Foodgrains (Procurement) Order, 1965, namely :—

1. **Short title, extent and commencement.**—(1) This order may be called the Rajasthan Foodgrains (Procurement) (Second Amendment) Order, 1967.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. **Amendment of clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1965**—In sub-clause (iv) of clause 2 of the Rajasthan Foodgrains (Procurement) Order, 1965, the following shall be substituted :—

(1) the word 'and' occurring before 'paddy' be deleted and a comma be substituted:

(2) after the word 'paddy' the words 'and Barley' be added.

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 20-4-67-Page 53.]

Notifications under

RAJASTHAN FOODGRAINS (PROCUREMENT) ORDER, 1965.

Food And Civil Supplies Department
Jaipur, May 21, 1966.

Notification No. F. 17 (327) Food/Sup/65.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (procurement) Order, 1965, I. L. N. Gupta, Addl Food Commissioner of Food Supplies, Rajasthan, hereby declare the mandies specified in the schedule appended to the said Order, (as amended by the Rajasthan Foodgrains (Procurement) (Amendment) Order, 1966) as selected Mandies for the procurement of Wheat and Gram with effect from the 21st day of May, 1966.

(Pub in Raj. Gaz. Ex. 4 (Ga)—Dt. 21-5-66)

Food & Civil Supplies Department
Jaipur, May, 23, 1966.

Notification No. F. 17(327) Food/Sup./65-I. exercise of the powers conferred by clause 5-A of the Rajasthan Foodgrains (procurement) Order, 1965, the State Government hereby authorises the Food Corporation of India, Jaipur to procure wheat and Gram in the selected Mandies specified in the Table given below until further order, namely:—

Table.

S. No	Name of District.	Name of selected Mandies
1	2	3
1.	Alwar	Alwar, Kherli Khairthal
2.	Bharatpur	Bharatpur
3.	Sriganganagar	Sriganganagar, Srikananpur, Rasinghnagar, Padampur, Nohar, Bhadra, Hanumangarh, Sadulshahar, Sangaria, Pilibanga, Kesrisinghpur, Gajsinghpur, Srivijainagar
4.	Jaipur	Jaipur,
5.	Kotah	Kotah, Baran, Sumerganjamandi, Ramganjmandi,
6.	Pali	Pali
7.	Sawaimadhopur	Gangapur, Hindaun
8.	Bundi	Bundi,
9.	Jhalawar	Bhawanimandi,

Food & Supplies Department

Jaipur, May 31, 1966

Notification No. F. 17 (31) F./S.66.—In exercise of the powers conferred by sub-clause (3) of clause 3 of the Rajasthan Rice Procurement (Levy) Order 1965, the State Government hereby orders that the percentage of rice required to be sold under sub clause (1) of the said clause shall be twentyfive per cent of the total quantity of rice produced or manufactured by a licensed miller in his mill.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt—31-5-66]

Food & Civil Supplies Department

Jaipur, September 24, 1966.

Notification No. F.17 (327) Food/Sup. 65—In exercise of the powers conferred by clause 5-A of the Rajasthan Foodgrains (Procurement) Order 1965, the State Government hereby earmarks the Corporation Share to be 50% of the daily arrivals of wheat and Gram in a selected mandi for the purposes of procurement by it under the said Order.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt 24-9-66]

Food & Civil Supplies Department

Jaipur, September 29, 1966

Notification No. F. 17 (327) Food/Sup./65—In exercise of the power conferred by clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965 I. L. N. Gupta, Additional Food Commissioner, Rajasthan, hereby declare the mandies specified in the Schedule appended to the said Order (as amended by the Rajasthan Foodgrains (Procurement) (Amendment) Order, 1966) as selected Mandies for the procurement of Jowar, Maize Bajra and Paddy with effect from the 29th day of September, 1966.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 29-9-66—page 374]

Food and Civil Supplies Department

Jaipur, October 5, 1966

Notification No. F. 17 (327) Food/Sup 65.—In exercise of the powers conferred by clause 5-A of the Rajasthan Foodgrains (Procurement) Order, 1965, the State Government hereby authorises the Food Corporation of India, Jaipur, to procure Jowar, Maize, Bajra and Paddy, in the selected mandies specified in the Table given below until further orders and earmarks the "Corporation Share" to be 50% (Fifty per cent) of the daily arrivals of the abovesaid foodgrains in a selected mandi for purposes of procurement by it under the said Order :—

TABLE

S. No. 1	Name of Dist. 2	Name of selected mandies. 3
1.	Ajmer	Ajmer, Beawar, Kishan- garh, Bijainagar, Kekri.
2.	Alwar	Alwar, Kherli, Khairthal
3.	Banswara	Banswara Kushalgarh.
4.	Barmer	Barmer, Balotra, Chohton, Baitu.
5.	Bharatpur	Bharatpur, Dholpur, Deeg.
6.	Bhilwara	Bhilwara, Gulabpura, Jahazpur.
7.	Bikaner	Bikaner, Nokha, Lunkaran- sar, Deshnoke.
8.	Bundi	Bundi, Keshoraipatan.
9.	Chittorgarh	Chittorgarh, Pratapgarh, Nimbahera, Kapasin, Begun.
10.	Churu	Churu, Sardarshahar, Sujan- garh, Ratangarh, Rajgarh, Siddhmukh, Tarauagar.
11.	Dungarpur	Dungarpur.
12.	Ganganagar	Bhadra, Nohar.
13.		Jaipur, Bandikui, Dausa, Chaksu, Chomu, Phagi, Lalsot, Kotputli
14.	Jalore	Bhinmal, Raniwara, Jalore.
15.	Jhalawar	Bhawanimandi, Chouma- hala, Jhalarapatan, Khan- pur, Aklera, Manoharthana, Pirawa.
16.	Jhunjhunu	Jhunjhunu, Surajgarh, Chirawa, Nawalgarh, Pilani, Mukandgarh,
17.	Jodhpur	Jodhpur City, Bilara, Phalodi, Osian.
18.	Kota	Kota, Ramganjmandi, Baran, Sumerganj, Anta, Chhabra, Sultanpur, Sangod, Chhipabarod.
19.	Nagaur	Nagaur, Metra, Kuchaman- city, Deedwana, Ladnu, Degana.
20.	Pali	Pali, Sumerpur, Rani, Sojatroad, Jaitaran, Bali.

1	2	3
21.	Sawaimadhopur	Sawaimādhopur. Gangapur, Hindaun, Mandawar.
22.	Sikar	Sikar, Neemkathana, Srimadhohpur, Lachhmangarh, Ramgarh (Shekawati) Fatehpur.
23.	Sirohi	Sheoganj.
24.	Tonk	Tonk, Malpura; Newai, Deoli.
25.	Udaipur	Udaipur, Fatehnagar. Bhim, Mavli, Rajsamand.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt 5-10-66—Page 395]

Food & Supplies Department

Jaipur, October 5, 1966

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965. I. L. N. Gupta, Additional Food Commissioner, Rajasthan, hereby declare the mandies specified in the Schedule appended to the said Order (as amended by the Rajasthan Foodgrains (Procurement) Third Amendment) Order, 1966) as selected Mandies for the procurement of Wheat, Gram, Jowar, Maize, Bajra and Paddy with effect from the 5th day of October, 1966.

(Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 5-10-66 Page 399)

Food and Civil Supplies Department

Jaipur, November 10, 1966

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by Clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965, I. L. N. Gupta, Additional Food Commissioner, Rajasthan, hereby declare the mandies specified in the Schedule appended to the said Order (as amended by the Rajasthan Foodgrains (Procurement) (Fourth Amendment) Order, 1966 dated the 9th November, 1966) as Selected Mandies for the Procurement of Wheat, Gram, Jowar, Maize, Bajra and Paddy with effect from the 10th day of November, 1966.

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 10-11-66-Page 515]

Food and Civil Supplies Department

Jaipur, November 10, 1966

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by clause 5-A of the Rajasthan Foodgrains

(Procurement) Order, 1965, the State Government hereby further authorises the Food Corporation of India, Jaipur, to procure jowar, maize, bajra and paddy in the selected mandies specified in the Table given below until further orders and earmarks the Corporation share to be 50% (Fifty percent) of the daily arrivals of the abovesaid foodgrains in a selected mandi for purposes of procurement by it under the said Order.

TABLE

S.No.	Name of District.	Name of Selected Mandies.
1.	Bhilwara	Shahpura
2.	Bharatpur.	Nagar
3.	Sriganganagar.	Hanumangarh Junction Hanumangarh Town Sangaria Bijaynagar

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 10-11-66 Page 516]

FOOD & CIVIL SUPPLIES DEPARTMENT

Jaipur, December 3, 1966

Notification No. F. 17 (327) Food/Sup/65.—In Exercise of the powers conferred by clause 5 A of the Rajasthan Foodgr. ins (Procurement) Order 1965, the State Government hereby further authorises the Food Corporation of India, Jaipur, to procure Jowar, Maize, Bajra and Paddy in the selected mandies specified in the Table given-below until further orders and earmarks the Corporation share to be 50% (Fifty Per cent) to the daily arrivals of the abovesaid foodgrains in a selected mandi for purposes of procurement by it under the said Order

TABLE

S. No.	Name of District	Name of selected mandi
1.	Sri Ganganagar	Rajsin
2.	Bharatpur	Bari

(Pub. in Raj. Gaz. 4 (Ga)—Dt. 3-12-66—Page 539)

Food & Civil Supplies Department

Jaipur, December 3 1966

Notificatoin No. 17 (327) Food/Sup/65.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965. I. Z. S Jhala, Food Commissioner, Rajasthan, hereby declare the mandies specified in the schedule appended to the said order (as amended by the Rajasthan Food-

grains (procurement) (Fifth Amendment) Order, 1966 dated the 2nd December, 1966) as Selected Mandies for the Procurement of Wheat, Gram, Jowar Maize, Bajra and Paddy with effect from the 3rd day of December, 1966.

(Pub in Raj. Gaz. Ex. 4 (Ga) Dt—3-12-66 Page 540)

Food & Civil Supplies Department

Jaipur, April 18, 1967.

Notification No. F. 17 (327) Food/Sup./66.—In exercise of the powers conferred by clause 5A of the Rajasthan Foodgrains (Procurement) Order, 1965, the State Government hereby authorises the Food Corporation of India Jaipur to procure Gram in the selected mandies specified in the Table given below until further orders and earmarks the "Corporation Share" to be 50% (fifty per cent) of the daily arrivals of the above said foodgrains in a selected mandi for purposes of procurement by it under the said Order :—

TABLE

S. No. 1	Name of District 2	Name of Selected Mandi. 3
1.	Ajmer	Ajmer, Kishangarh, Kekri;
2.	Alwar	Alwar, Kherli, Khairthal;
3.	Bharatpur	Bharatpur, Dholpur, Bayana, Deeg;
4.	Bhilwara	Bhilwara;
5.	Bundi	Bundi Keshavraipatan;
6.	Chittorgarh	Pratapgarh, Nimbahera;
7.	Churu	Churu, Sardarshahar;
8.	Sri Ganganagar	Sri Ganganagar, Sri Karanpur, Raisinghanagar, Padampur, Nohar, Bhadra, Hanumangarh Jn., Hanumangarh Town, Sadulshahar, Sangaria, Pilibanga, Kesrisinghpur Gajsinghpur, Srivijaynagar;
9.	Jaipur	Jaipur, Bandikui, Dausa, Chomu;
10.	Jhalawar	Bhawanimandi, Channmahala, Jhalrapatan;
11.	Kotah	Kotah, Baran, Sumerganj-mandi, Ramganjmandi, Anta, Chhabra, Chhipabarod;
12.	Sawaimadhopur	Gangapur, Hindaun, Mandawar
13.	Sikar	Srimadhopur;
14.	Tonk	Tonk, Newai, Deoli.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 18-4-67-Page 46]

Food & Civil Supplies Department

Jaipur, April 21, 1967.

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965, I, Z. S. Jhala, Food Commissioner, Rajasthan, hereby declare the mandies specified in the Schedule appended to the said Order (as amended from time to time) as Selected Mandies for the procurement of Barley with effect from the 21 April, 1967.

[Pub. in Raj. Gaz. Ex 4 (Ga) Dt. 21-4-67—Page 61]

Food & Civil Supplies Department

Jaipur, April 21, 1967.

Notification, No. F 17 (327) Food/Sup./65.—In exercise of the powers conferred by clause 5-A of the Rajasthan Foodgrains (Procurement) Order 1965, the State Government hereby authorises the Food Corporation of India, Jaipur, to procure Barley in the selected mandies specified in the Table given below until further orders and earmarks the "Corporation Share" to be 50% (Fifty per cent) of the daily arrivals of the abovesaid food-grains in a selected mandi for purposes of procurement by it under the said Order.

TABLE

S No.	Name of Distt.	Name of Selected Mandi.
1.	Ajmer	Kishangarh, Kekri.
2.	Alwar	Alwar, Khairthal, Kherli.
3.	Bharatpur	Bharatpur.
4.	Bhilwara	Bhilwara.
5.	Bundi	Bundi.
6.	Sri Ganganagar	Shriganganagar, Hanuman- garh Jn., Hanumangarh Town; Nohar, Bhadra, Pili- banga, Sangaria, Raisingh- nagar, Srikanpur, Sadul- shahar, Gajsinghpur, Vijaina- gar,
7.	Jaipur.	Jaipur, Chomu Dausa, Ban. ikui.
8.	Kotah	Kotah.
9.	Jhalawar	Bhawanimandi.
10.	S. Madhopur	Gangapur, Hindaun.
11.	Tonk	Tonk, Newai.

Food & Supplies Department

Jaipur, May 9, 1967.

Notification No. F. 17 (327) Food/Sup./65—In exercise of the powers conferred by clause 3 of the Rajasthan Foodgrains (Procurement) Order, 1965, I. L. N. Gupta, Additional Food Commissioner of Food Supplies, Rajasthan, here by declare the Mandies specified in the Schedule appended to the said Order as amended by the Rajasthan Foodgrains (Procurement) (Amendment) Order, 1967 as selected mandies for the procurement of Wheat, Gram, Jowar, Maize, Bajra, Paddy and Barley with effect from the 2nd day of May, 1967.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 2-5-67—page 75]

Food & Civil Supplies Department

Jaipur, May 2 1967.

Notification No. F. 17 (327) Food/Sup./65.—In exercise of the powers conferred by clause 5A of the Rajasthan Foodgrains (Procurement) Order 1965, the State Government hereby authorises the Food Corporation of India, Jaipur, to procure Gram and Barley in the selected mandies specified in the Table given below until further order and earmarks the "Corporation Share", to be 50% (fifty per cent) of the daily arrivals of the abovesaid foodgrains in a selected mandi for purposes of procurement by it under the said Order :—

TABLE

S. No.	Name of Distt.	Name of selected Mandi.
1.	Churu	Sadulpur
2.	Sriganganaga	Suratgarh, Tibi, Jetsar

Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 2-5-67—Page 75]

Food & Civil Supplies Department

Jaipur, May 11, 1967

Notification No. F. 17 (327) Food/Sup./6.—In exercise of the powers conferred by clause 5A of the Rajasthan Foodgrains (Procurement) Order, 1965 the State Government hereby authorises the Food Corporation of India, Jaipur to procure Barley in the selected mandies specified in the Table given below until further orders and earmark's the 'Corporation Share, to be 50% (Fifty percent) of the daily arrivals of the abovesaid foodgrains in a selected mandi for purposes of procurement by it under the said Order :—

TABLE

S. No	Name of Distt.	Name of selected mandi
1.	Pali	Pali Sumerpur Sojatroad Rani

[Pub. in Raj. Gaz. Ex. (Ga)—Dt. 11-5-67 Page 80]

RAJ. KHARIF FOODGRAINS PROCUREMENT (LEVY ON DEALERS) ORDER, 1967

Food and Civil Supplies Department

Jaipur, October 16, 1967.

Notification No. F. 17 (44) Food/Sup. 67.—Whereas the State Government is of opinion that it is expedient so to do for maintaining supplies of Kharif foodgrains and for securing their equitable distribution and availability at fair prices;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) GSR-1111, dated the 24th July, 1967 and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely :—

1. Short title, extent and Commencement.—(1) This Order may be called the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

(a) 'Collector' means the collector of a District and includes Additional Collector and any other officer authorised by the State Government to perform any of the functions of the Collector under this Order ;

(b) 'dealer' means a person holding a licence under the Rajasthan Foodgrains Dealers Licencing Order, 1964 ;

(c) 'fair average quality' means the quality of kharif foodgrains containing admixture of impurity not exceeding the free tolerance limit specified in column 3 of Schedule I, in regard to each such foodgrain as specified in column I thereof ;

(d) 'kharif foodgrains' means Jowar, Bajra and Maize including hybrid varieties thereof ;

(e) 'purchasing agent' means an agent appointed by the State Government or by the Collector or by the Food Corporation of India on behalf of the State Government in relation to any area for the purchase of kharif foodgrains under this Order ;

2] Raj. Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967

(f) 'purchasing centre' means in relation to any area such centre as may be specified by a general or special Order of the Collector ;

(g) 'procurement price' means the price specified in Schedule II for each kharif foodgrains of fair average quality, which has been fixed having regard to the price for each variety of kharif foodgrains prevailing or likely to prevail, in view of the good harvest of kharif crop of the year 1967, during the post-harvest period in the State ;

(h) 'Schedule' means a schedule appended to this Order ;

(i) 'State Government' means the Government of the State of Rajasthan.

3. Levy.—(1) Every dealer shall, after the commencement of this Order, sell to the purchasing agent by delivery at the purchasing centre 25% of the quantity of kharif foodgrains purchased or acquired by him during every fortnight whether in his own account or in the account of any other person as commission agent or in any other manner, at the procurement price, before the end of the succeeding fortnight.

(2) No dealer shall dispose of or otherwise part with the possession of or move or transport or attempt to move or transport outside the district any portion of the kharif foodgrains purchased or acquired by him as aforesaid until he has delivered or kept apart for delivery, the levy due from him under sub-clause (1).

(3) The purchasing agent shall pay forthwith to the dealer or his authorised agent 90% of the procurement price of the kharif foodgrains delivered to him, in cash, at the purchasing centre and shall, subject to the provisions of clause 4, pay the balance within a period of fifteen days from the date of such delivery.

(4) The purchasing agent shall, after purchasing the stocks of kharif foodgrains delivered under sub-clause (1), grant to the dealer a certificate in the form given in Schedule III:

(5) Upon delivery of the levy under sub-clause (1) remaining 75% of the stock of kharif foodgrains of a dealer will not be subjected to levy for a second time.

(6) If a dealer purchases kharif foodgrains from another dealer out of the remaining seventy-five per cent of the stock not subject to levy for a second time under sub-clause (5), the purchasing dealer shall not be liable to deliver any levy in respect of such purchase, provided the purchasing dealer obtains a declaration in the form given in Schedule-V, in duplicate, from the selling dealer: The original declaration shall be submitted to the Collector or Officer authorised by him alongwith the return in the form given in Schedule IV for the fortnight to which such purchase relates. The duplicate and counterfoil shall respectively be retained by the purchasing dealer and the selling dealer and shall be open to inspection by the officers mentioned in clause 7. The declaration shall

be correct and complete and shall be verified on oath or solemn affirmation by the person making it.

4. Adjustment in procurement prices.—The procurement price referred to in clause 3 is for the fair average quality of kharif foodgrains conforming to the specifications prescribed in Schedule-I and shall be subject, in relation to kharif foodgrains below that quality, to deductions specified in column 4 of that Schedule.

5. Compliance of orders and directions.—Every dealer shall comply with such orders and directions as may be given to him by the State Government or the Collector from time to time in regard to the implementation of this Order.

6. Furnishing of returns.—Every dealer shall submit to the Collector or such other officer as may be authorised by him in this behalf, a fortnightly return of the stock of the kharif foodgrains purchased or acquired by such dealer whether in his own account or in the account of any other person, as also the stock sold or transferred or parted with in any manner during each fortnight and the balance in stock at the end of each fortnight, in the form given in the Schedule IV.

7. Power of entry, inspection, search and seizure.—The Collector, any Magistrate, any Police Officer not below the rank of the Sub-Inspector, the District Supply Officer, the Junior District Supply Officer, the Tehsildar, the Niab-Tehsildar, the Area Supply Officer, the Enforcement Officer, Enforcement Inspector, or any other person, authorised by the State Government in this behalf, may with a view to securing compliance of this Order or to satisfying that this Order has been complied with,—

(a) enter with such assistance as he may think fit, inspect or break open and search any place or premises, receptacle, vehicle, vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed;

(b) require the owner, occupier or any other person in charge of any place, premises, receptacle, vehicle, or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed, to produce any book, accounts or other documents showing transaction relating to such contravention ;

(c) require any dealer to produce within such time as may be specified by such officer the certificate granted to him under sub-clause (4) of clause 3 ;

(d) seize or authorise the seizure of any kharif foodgrains in respect of which he has reason to believe that any contravention of the provisions of the Order has been, is being or is about to be committed, alongwith the packages, coverings or receptacles in which such kharif foodgrains is found or the animals, vehicles, vessels or other conveyance used in carrying such kharif foodgrains and thereafter take all measures

necessary for securing the production of such kharif foodgrains packages, coverings, receptacles, animals, vehicles, vessels or other conveyance so seized, in a court of law and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

8. Power to exempt.—(1) The State Government may, by general or special Order, exempt any person or class of persons from the operation of all or any of the provisions of this Order and may at any time suspend or cancel such exemption.

(2) If the State Government, having regard to the conditions prevailing in any area considers it necessary or expedient so to do in the public interest, may, by notification in the official gazette exempt, subject to such conditions as it may think fit to impose such class or classes of dealers in that area as it may specify in the notification, from the operation of all or any of the provisions of this Order.

SCHEDULE I

See clauses 2 (d) & 4)

Name of food grains.	Admixture of impurities	Free Tolerance limit	Rates at which cuts shall be imposed for excess over the tolerance limits specified in column 3. (%)
1	2	3	4
JOWAR	Foreign matter and dirt.	1.5	Over 1.5% to 3% at full value; Over 3% and upto 5% at full value plus cleaning charges at Rs. 25.00 per 100 quintals; Over 5% at double value.
	Other food grains	1.00	Over 1% upto 3% at 1/4th value; Over 3% upto 5% at 1/2 value; Over 5% at full value.
	Admixture of other varieties.	5.00	Over 5% upto 10% at 1/4th value; Over 10% upto 20% at 1/3rd value; Over 20% it will be treated as Red Jowar.
	Damaged and discoloured.	1 00	Over 1% upto 2% at 1/2 value; Over 2% at full value.
	Shrivelled and immature grains.	3.00	Over 3% to 4% at 1/4 value; Over 4% at full value.
	Touched and slightly damaged grains.	2 00	Over 2% upto 3% at 1/4 value; Over 3% upto 5% at 1/2 value; Over 5% at full value

1—	2	3—	4
	Weevilled grains upto :		
	January	NIL.	Any percentage of weevilling shall be deducted at full value.
	February	0.5	Over 0.5% to 0.75% at 1/2 value ; Over 0.75% at full value.
	March	0.75	Over 0.75% to 1% at 1/2 value; Over 1% at full value,
	April	1.00	Over 1% weevilled Jowar will not be purchased.
	Moisture	12.00	Any excess shall be deducted at full value
BAJRA	Foreign matter and dirt.	1.5	Over 1.5% upto 3% at full value; Over 3% upto 5% at full value plus cleaning charges at Rs. 25 per 100 quintals; Over 5% at double value.
	Other foodgrains	1.00	Over 1% upto 3% at 1/4 value; Over 3% upto 5% at 1/2 value; Over 5% at full value.
	Damaged and discoloured.	1.00	Over 1% upto 1.5% at 1/2 value; Over 1.5% at full value.
	Shrivelled and immature grains.	2.00	Over 2% to 4% at 1/2 value; Over 4% at full value.
	Touched and slightly damaged.	3.00	Over 3% to 4% at 1/4th value; Over 4% to 5% at 1/2 value; Over 5% at full value.
	Weevilled grains (New crop) upto :		
	March	Nil	Any excess to be deducted at full value.
	April	0.25	Over 0.25% to 0.5% at 1/2 value; Over 0.5% at full value.
	May	0.5	Over 0.5% weevilled Bajra will not be purchased.
	Moisture	12.00	Any excess to be deducted at full value.
MAIZE	Foreign matter and dirt.	1.00	Over 1% upto 2% at full value; Over 2% to 5% at full value plus cleaning charges at Rs. 25.00 per 100 quintals.
	Other foodgrains	1.00	Over 1% to 2% at 1/4th value; Over 2% to 4% at 1/2 value; Over 4% at full value.
	Shrivelled and immature grains	3.00	Over 3% to 4% at 1/2 value; Over 4% at full value

6.] Raj. Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967-

1	2	3	4	5
	Damaged and discoloured	1.00	Over 1% to 2% at 1/2 value; Over 2% at full value	
	Touched and slightly damaged	2.00	Over 2% to 3% at 1/4th value; Over 3% to 4% at 1/2 value; Over 4% at full value.	
	Weevilled grains :			
	<i>New crop up to the end of November</i>	Nil	Any excess to be deducted at full value.	
	<i>December</i>	0.25	Over 0.25% to 0.5% at 1/2 value, Over 0.5% at full value	
	<i>January</i>	0.5	Over 0.5% to 1% at 1/2 value; Over 1% at full value.	
	<i>February</i>	1.00	Over 1% to 1.5% at 1/2 value; Over 1.5% at full value.	
	<i>March</i>	1.5	Over 1.5% weevilled Maize will not be purchased.	
	Moisture	13.00	Any excess to be deducted at full value.	
	<i>Definitions—</i>			
	(1) Foreign matter and dirt		Any foreign matter of the nature of dust stones lumps of earth, mud, chaff, stems or straw, oil seeds, Cockles, non-edible grains and any other foreign matter which is not covered by any other item of referactions.	
	(2) Other foodgrains		Edible foodgrains other than the principal grain.	
	(3) Admixture of other varieties		Grain having colour different than the principal grain.	
	(4) Damaged and discoloured grains.		Grains that are internally damaged or discoloured by natural or unnatural factors such as loose water, excessive moisture or fungi, damage and discolouration materially affecting the quality of grain.	
	(5) Shrivelled and immature grains.		Withered grains in which cotyledons are not fully developed. Small but fully ripe grains will not be taken as shrivelled and immature grains.	
	(6) Touched and slightly damaged grains.		Grains that are superficially damaged or discoloured, damage or discolouration not internally affecting the quality of the grains.	

- (7) Weevilled grains. Grains partially or wholly bored or eaten by weevils or other foodgrain insects.
- (8) Moisture The percentage of moisture in the grains which includes bound as well as free moisture.

SCHEDULE II
(See Clause 2 (g))

Name of Foodgrains.	Procurement price per quintal for fair average quality of foodgrains.
Jowar (Yellow)	Rs. 47-50
Jowar (White)	Rs. 48-50
Bajra	Rs. 50-00
Maize	Rs. 48-50

SCHEDULE III
[See Clause 3(4)]

Form of Certificate of purchase of foodgrains

This is to certify that Shri/Messrs
(Name and full address), foodgrains licence No has/have
sold..... (in quintals) Jowar/Bajra/Maize to the under-
signed at (Name of purchasing centre)
on..... of the stock of
Jowar/Bajra/Maize acquired by him during the fortnight ending.... 196

Date; Signature of the Purchasing Agent.
Place
Tehsil
District

SCHEDULE IV

[See Clause 6]

Form of fortnightly return to be submitted by a dealer to the Collector or to such Officer as authorised by the Collector.

Name of Dealer with full address.....
 License Number.....

Return for the fortnight ending..... 1967.

Opening Balance of stock of Jowar/Bajra/ Maize (in quintals)	Quantity of Jowar/Bajra/ Maize on which levy has not been paid.	Quantity of Jowar/Bajra/ Maize on which levy subject to sub-clause (5) of Clause 3 given in Schedule-V.	Quantity of Jowar/Bajra/ Maize purchased/acquired during the fortnight	Quantity of Jowar/Bajra/ Maize disposed of during the fortnight	Under declaration in Form given in Schedule-V.	Without such declaration.	Under declaration in Form such declaration.
1	2	3	4	5(i)	5(ii)	6(i)	6(ii)
<p>Quantum of levy @25% on Jowar/ Bajra/ Maize payable on stocks mentioned in column No. 3 and 5(ii) separately.</p>							
On stocks of Col. 3.	On stocks of Col. 5(ii)	Total levy payable	Closing Balance	Name Licence No.	Declaration No.	Quantity (in quintals)	Remarks
7	8	9	10(i)	10(ii)	10(iii)	11	
<p>Date : _____</p> <p>Note :—Separate return for _____</p>							

Note :—Separate return for each Kharif food grains will be submitted.

Signature of Dealer:

SCHEDULE V

[See Clause 3(6)]

Counterfoil

(To be retained by the selling dealer)

Declaration for sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause (5) of Clause 3 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967.

To,

The Collector/(Officer authorised by the Collector).

Subject:—Sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause (5) of Clause 3 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967.

Sir,

Shri..... (Name and full address) Foodgrain Licensee No hereby declares that he has sold a quantity of.....(in quintals) of Jowar/Bajra/Maize/hybrid varieties of Jowar/Bajra/Maize from his business placeto Shri/Messrs.....(Name and full address of the purchasing dealer), foodgrains licence No.....from out of the remaining stock of purchases made during the fortnight ending on ... for which levy has been paid under Certificate No... ..dated... .. issued by the purchasing agent for the purchasing centre... ..Tehsil..... Sub-division..... .. district.....

I state on oath/solemn affirmation that the above mentioned statements are correct.

Date :

Signature

Licence No.....

PlaceTehsil..... District.....

DUPLICATE

(To be retained by the purchasing dealer)

Declaration for sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause (5) of Clause 3 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967.

To,

The Collector/(Officer authorised by the Collector).

District

Subject: - Sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause (5) of Clause 3 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967.

Sir,

Shri..... (Name and full address) Foodgrains Licensee No. hereby declares that he has sold a quantity of... .. (in quintals) of

10] Raj. Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967

Jowar/Bajra/Maize/hybrid varieties of Jowar/Bajra/Maize from his business place.... to Shri/Messrs .. (Name and full address of the purchasing dealer), foodgrains licence No from out of the remaining stock of purchases made during the fortnight ending on for which levy has been paid under Certificate No.... dated.... issued by the purchasing agent for the purchasing centre ... Tehsil....., Sub-division, district

I state on oath/solemn affirmation that the above mentioned statements are correct.

Date :

Signature

Licence No.....

Place Tehsil District

ORIGINAL

[To be enclosed with the forthightly return by purchasing dealer]

Declaration for sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause [5] of Clause 3 of the Rajasthan Kharif Foodgrains Procurement [Levy on Dealers] Order, 1967.

To,

The Collector/[Officer authorised by the Collector]

District....

Subject:—Sale of remaining stock of Kharif foodgrains not subject to levy under sub-clause [5] of Clause 3 of the Rajasthan Kharif Foodgrains Procurement [Levy on Dealers] Order, 1967.

Sir,

Shri [Name and full address] Foodgrain Licensee No. hereby declares that he has sold a quantity of.....[in quintals] of Jowar/Bajra/Maize/hybrid varieties of Jowar/Bajra/Maize from his business place..... to Shri/Messrs..... [Name and full address of the purchasing dealer], foodgrains licence No.... from out of the remaining stock of purchases made during the fortnight ending on.... for which levy has been paid under Certificate No.... dated issued by the purchasing agent for the purchasing centre ... Tehsil....., sub-division, district

I state on oath/solemn affirmation that the above mentioned statements are correct,

Date :

Signature

Licence No

Place Tehsil District

Notifications under.

RAJASTHAN KHARIF FOODGRAINS PROCUREMENT (LEVY ON DEALERS) ORDER, 1967.

Food and Civil Supplies Department

Jaipur, November 15, 1967

Notification No. F. 17 (44) Food/Sup./67.—In exercise of the powers conferred by clause 7 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967; the State Government hereby authorises the Procurement Officer, Food Supplies Department, Jaipur, to exercise all powers of entry, search, seizure etc., as provided under the said clause, in the State of Rajasthan as a whole.

[Pub in Raj. Gaz. Ex. 4 (Ga) Dt. 15-11-67]

Food and Civil Supplies Department

Jaipur, November 18, 1967

Notification No. F. 17 (44) Food/Sup./67.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955), read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) GSR 1111, dated the 24th July, 1957, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967, namely:—

1. Short title.—This Order may be called the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Amendment Order, 1967.

2. Amendment of clause 3.—In clause 3 of the Rajasthan Kharif Foodgrains Procurement (Levy on Dealers) Order, 1967, hereinafter referred to as the principal Order,—

(i) for sub-clause (1), the following sub-clause shall be substituted, namely:—

Levy.—(1) (a) Every dealer shall, after the commencement of this Order, sell to the purchasing agent by delivery at the purchasing centre 25% of the quantity of Kharif foodgrains purchased or acquired by him during every fortnight whether on his own account or on account of any other person as Commission Agent or in any other capacity, at the procurement price:

Provided that where a dealer, who is a Commission Agent, receiving Kharif foodgrains for sale from producers puts the same to auction on the same day or on the next market working day of any foodgrain mandi or of a local area and the auction purchaser is a dealer, the levy share of the said foodgrains shall be sold to the purchasing agent, by delivery as provided in this sub-clause by the auction purchaser dealer and not by such Commission Agent subject to the condition that such Commission Agent immediately after the auction delivers a statement in the form given in Schedule VI, duly signed by him, and by the auction purchaser or purchasers, to the Collector or any other officer authorised by the Collector and an identical statement to the purchasing agent showing the names and particulars of the auction purchaser or purchasers to whom the said foodgrains are sold by him by auction together with the quantity or quantities so sold to each of them.

(b) A dealer can make delivery of the kharif foodgrains provided under sub-clause (1) (a) of this clause to the purchasing agent daily, weekly, or fortnightly."

(ii) in sub-clause (2), the words "or kept apart for delivery", shall be deleted and, after the bracket and figure "(1)", the brackets, figure, and alphabet "(1) (a)" shall be substituted.

(iii) in sub-clause (3), in between the words "in cash" and "at the purchasing centre", the words "or by a cheque drawn on a local bank" shall be inserted and to the said sub-clause as so amended, the following proviso shall be added, namely:—

Provided that if on screening the purchasing agent is satisfied that the kharif foodgrains delivered to him by a dealer under sub-clause (1)(a) are of a fair average quality, he shall pay forthwith to the dealer or his authorised agent the whole of the procurement price of the said foodgrains delivered to him "

(iv) in sub-clauses (4) and (5), for the expression "sub-clause (1)" wherever occurring, the expression "sub-clause (1)(a)" shall be substituted.

3. Amendment to Schedule II.—In Schedule II to the principal Order, below the Table of Rates, the following note shall be inserted, namely:—

"NOTE:—In addition to these procurement prices, the dealer shall be entitled to receive the amount of tax paid or payable by him under the Rajasthan Sales Tax Act, 1954, on the purchase of these foodgrains".

4. Insertion of Schedule VI.—After the existing Schedule V to the principal Order, the following Schedule shall be inserted, namely:—

“SCHEDULE VI.

[See proviso to clause 3 (1) (a)]

Statement to be delivered by the Commission Agent to Collector
and the purchasing agent.

1. Name of the Commission Agent (dealer).....
2. Licence No
3. Name(s) and particulars of the auction purchaser [dealers] to whom kharif foodgrains are sold by auction together with quantity sold.

Name/s of the auction purchaser/s with full address and licence No.	[in quintals] Quantity of Jowar/Bajra/Maize sold by auction	Remarks, if any.
[i]		
[ii]		
[iii]		
[iv]		
Place..... ..	1. Signature of the Commission Agent (Dealer)	
Date..... ..	2. Signature of the auction purchaser (dealer)''.	

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt. 18-11-67 Page 605]

RAJ. SCHEDULED FOOD GRAINS (REGULATION OF DISTRIBUTION) ORDER, 1966.

Food and Civil Supplies Department

Jaipur, October 31, 1966-

Notification No. F. 17 (74) Food/Sup./65.—Whereas the State Government is of opinion that it is necessary for securing the maintenance of supplies essential to the life of the community and for securing the equitable distribution and availability of certain foodgrains at fair prices; to make an Order for regulating the supply and distribution of the said foodgrains and trade and commerce therein;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), published under GSR 906, dated the 9th June, 1966, in the Gazette of India (Part II) section 3, sub-section (i), dated the 9th June, 1966; and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1). This Order may be called the Rajasthan Scheduled Foodgrains (Regulation of Distribution) Order, 1966.

(2). It extends to such places as the State Government may lay down from time to time;

(3). It shall come into force on the date of its publication in the official Gazette.

2; Definitions.—(a) “authorised establishment” means a person in-charge of a shop authorised under the provisions of clause 3, and shall include a person in-charge of an establishment where scheduled foodgrains are sold and is under the control of the State Government.

(b). “authorised fair price shop” means a retail dealer in-charge of a shop authorised under the provisions of clause 3 and shall include a person in-charge of a shop where scheduled foodgrains are sold and is under the control of the State Government.

Explanation.—On the commencement of this order, every dealer, who was appointed or approved by the Collector or any other officer authorised by him as Approved Retailer or by any other similar designation and whose appointment or approval was in force immediately before such commencement, shall be deemed to be an authorised fair price shop for the purposes of this Order;

(c) "Collector" means the Collector of a District;

(d) "establishment" means catering establishments, institutions, residential establishments, manufacturing establishments, mills, industries, animal establishments and any other establishments or class of establishments which the State Government or the Collector may declare to be establishments for the purpose of this Order;

(e) "establishment consumption" means all consumption of food supplied by an establishment for consumption on the premises of the establishment or elsewhere;

(f) "Foodgrains Card" means a household foodgrains card, ration card, permit or other document issued or made available under the provisions of this Order, for obtaining supplies of scheduled foodgrains, and any foodgrain card, ration card, or permit or other document issued before the commencement of this Order and on which scheduled foodgrains were obtainable immediately before such commencement shall be deemed to be a foodgrains card made available for obtaining scheduled foodgrains under the provisions of this order;

(g) "Foodgrains document" means a foodgrains card, an authorisation issued under clause 3 or any other document issued or made available or deemed to be issued or made available under the provisions of this order for purchasing, selling or distribution of scheduled foodgrains;

(h) "household consumption" means all consumption of food other than establishment consumption;

(i) "Schedule" means a schedule appended to this order;

(j) "scheduled foodgrains" means foodgrains specified in the Schedule I which are supplied by the State Government to any fair price shop or establishment for issue to the consumers of the places specified in the Schedule II.

3. issue of authorisation to fair price shops and establishments.—(1) With a view to controlling the distribution of scheduled foodgrains, the State Government or the Collector or any other officer authorised by him may issue an authorisation to any person being a retail dealer or having charge of an establishment to obtain and supply scheduled foodgrains in accordance with the provisions prescribed by or under this Order.

(2) Every authorised fair price shop shall deposit with the Collector or any officer authorised by him such sum as may be specified by him in this behalf for the performance of the conditions of the authorisation, and the sum so deposited or any part thereof may without prejudice to any other penalty, be forfeited by the Collector for contravention of any such conditions.

(3) On the commencement of this Order, every dealer, who was appointed or approved by the Collector or any other officer authorised by him in this behalf as Approved Retailer or by any other similar designation and whose appoint or approval was in force immediately before such

commencement shall be deemed to be an authorised fair price shop for the purpose of this Order. Any agreement executed by such dealer or being appointed or approved and which is in force immediately before such commencement shall stand cancelled, but any sum deposited thereunder as security shall be deemed to be deposited with the Collector or any other officer authorised by him in this behalf under this clause.

(4) The State Government or the Collector or any other officer authorised by him may, at any time, whether at the request of the authorised fair price shop or authorised establishment or *suo motu*, after making such enquiry as may be deemed necessary, and to, amend, vary, suspend or cancel the authorisation issued or deemed to be issued to him under this clause.

(5) The State Government may by notification in the official Gazette either add or delete any foodgrains from Schedule I and also add to or delete any place from Schedule II.

4. Supply of schedule foodgrains by authorised fair-price-shop or establishment.—No authorised fair price shop or authorised establishment shall sell or agree to sell or supply or agree to supply scheduled foodgrains to any person, except for household consumption or establishment consumption or for the purposes of an establishment consumption except at such prices as may be specified by the State Government, or by the Collector as per the directions of the State Government in this behalf and except under and in accordance with the provisions prescribed by or under this Order.

5. Powers to issue foodgrains cards.—(1) With a view to controlling the distribution of scheduled foodgrains, the State Government or Collector may issue or cause to be issued foodgrains cards to person or class of persons or to the public generally :

Provided that no such card shall be delivered to any person unless such person or any adult member of his family to whom the document is tendered on his behalf signs in token of receipt of such document as required by the officer delivering such document.

(2) The State Government or the Collector or any officer authorised by the State Government or by the Collector may, at any time, whether at the request of the person to whom any foodgrains card has been issued or *suo moto*, after making such inquiry as may be deemed necessary, add to amend, vary, suspend or cancel such foodgrains card. Where any such card is cancelled, any person in possession of it shall forthwith deliver the same to the State Government, the Collector or the authorised officer, as the case may be.

6. Power to make regulations.—The State Government or the Collector on behalf of the State Government may make regulations providing for—

4. Raj. Scheduled Food grains (Regulation of Distribution) Order, 1966

(a) the conditions subject to which scheduled foodgrains may be supplied or obtained for household consumption for establishment consumption or for the purposes of an establishment other than establishment consumption or in connection therewith, and

(b) in particular—

- i) the kind of foodgrains card which may be issued for each such purpose and the fees which may be charge therefor;
- ii) the manner in which such card may be used, for supplying or obtaining scheduled foodgrains including the manner in which and the conditions subject to which such card may be registered with any authorised fair price shop or authorised establishment;
- (iii) The period for which the foodgrains card or part thereof shall be valid;
- (iv) the number of units allotted to any person, class of persons or to the public generally;
- v) the quantity of scheduled foodgrains which a unit shall represent;
- (vi) the form of authorisation to be issued under clause 3 and the conditions subject to which the authorised fair price shop or authorised establishment may obtain and supply scheduled foodgrains; and
- (vii) any other matter connected with the distribution of scheduled foodgrains.

7. Available of foodgrains card.—A foodgrains card shall be available for lawful use only—

(a) in respect of household consumption, for the person or persons included therein who is or are living and is or are in the territory of Rajasthan;

(b) in respect of establishment—

(i) while the person in-charge of the establishment, is living and is in Rajasthan, and

(ii) while the business of the establishment is carried on at the address specified on the foodgrains card.

Explanation.—(1) The person in-charge of an establishment shall be deemed to be in Rajasthan; if he is not absent therefrom for a period exceeding eight weeks at a time.

Explanation.—(2) The business of the establishment shall be deemed to be carried on, if the establishment is not closed for a period exceeding fifteen days at a time.

8. Foodgrains document to remain property of Government.—Every foodgrains document issued under this Order shall be the property of the State Government but the person to whom it is issued or surrendered or with whom it is retained under the provisions of this Order or the regula-

tions made thereunder shall be entitled to its custody and be responsible for its safe custody.

1. Replacement of defaced, lost or destroyed foodgrains documents.—If any foodgrains document be defaced, lost or destroyed, the Collector or any other officer authorised by him may, unless otherwise provided for in any regulations made in this behalf, after making such enquiry as he may think fit, issue a fresh foodgrains document in place thereof on payment of a fee of fifty paise in the case of an authorisation issued under clause 3 and of twelve paise of any other foodgrains document. Every person to whom a new foodgrains document has been issued shall, if he subsequently finds the lost document, forthwith return the latter document to the Collector or the authorised officer.

10. Prohibition against transfer of foodgrains document.—No person shall transfer to any other person a foodgrains document issued to himself, and no person shall use or dispose of or obtain such document, except under and in accordance with the provisions prescribed by or under this Order.

11. Issue of foodgrains card if person in-charge of establishment is changed.—In the event of a change of person in-charge of an authorised establishment, the Collector or any officer authorised under sub clause (2) of clause 5 may, whether at the request of the new person for the time being in-charge of such establishment or *suo moto*, after making such inquiry as he may think fit, cancel any foodgrains card issued in the name of the person previously in-charge of such establishment and issue a new foodgrains card in place thereof on payment of a fee of fifty paise in the name of the new person aforesaid.

12. Return of foodgrains document by person in unauthorised possession thereof.—Where any person is in possession of a foodgrains document and such possession is not authorised by virtue of this order, he shall forthwith deliver the same to the person in respect of whom it is issued or to the Collector or any officer authorised by him in this behalf.

13. Cancellation of foodgrains cards.—In any case where any foodgrains card or coupon thereon is required to be cancelled under or for the purposes of this order, it shall not be deemed to be cancelled unless it shall have been effectively cancelled in ink (whether by means of a die or stamp or otherwise) or by means of indelible pencil and shall upon such cancellation cease to be available for lawful use.

14. Existing cards.—Existing cards (foodgrains/sugar) will be covered by the provisions of the order subject to the directions issued by the Collector or any other officer authorised by him.

15. Prohibition against applying for duplicate foodgrains card, etc. No person shall—

(a) dishonestly apply for or receive a foodgrains card if he knows or has reason to believe that his name is already included in any others foodgrains card issued to any household;

(b) obtain a foodgrains card by furnishing false information; or

(c) without lawful authority, alter or destroy a foodgrains card issued to him.

16. Notice of absence of persons in the household for more than twelve weeks.—Every holder of a foodgrains card shall notify in writing to the Collector or any officer authorised by him in this behalf, the absence from the place specified in Schedule II of any person or persons in his household included in such card for more than twelve weeks. The notice shall be given within twenty days from the date of expiry of the period of twelve weeks as aforesaid.

17. Powers to enter premises, inspect, search or seize stocks of foodgrains ask questions, require production of documents, etc.—(1) Any officer or person authorised by the State Government or by the Collector may, at all reasonable times, inspect any foodgrains documents, stocks of foodgrains or books, accounts or other documents pertaining to dealings in foodgrains, and may for the purpose of such inspection—

(a) enter any premises:

Provided that in exercising the powers of entry, due regard shall be paid by such officer or person to the social and religious customs of the occupants of the premises;

(b) ask of any person all necessary questions;

(c) require the production of any document and take or cause to be taken extracts from or copies of such document; and

(d) take or cause to be taken the weight or measure of the foodgrains found in the premises.

(2) Every person, when so required by such officer or person under sub-clause (1), shall allow access to premises answer all questions to the best of his knowledge and belief, produce the documents in his possession and allow extracts from or copies of any such documents or weight or measure of any foodgrains found in the premises to be taken.

(3) Such officer may in the course of such inspection search for and seize any article in respect of which he has reason to believe that any provision made by or in pursuance of this Order has been or is being contravened.

(4) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898; relating to search and seizure shall; so far as may be, apply to searches and seizures under this clause.

18. Surrender of foodgrains documents obligation to furnish certain particulars—Every authorised fair price shop or authorised establishment, as the case may be, shall when so required by an officer authorised by the State Government or by the Collector in this behalf—

(a) deliver to him all foodgrains cards and other foodgrains documents surrendered to him under or for the purpose of this Order; and

(b) furnish such particulars relating to his dealings in and stocks of scheduled foodgrains as may be required.

SCHEDULE-1.

(See Clause 2 (i))

1. Imported Wheat
2. Jowar
3. Maize
4. Bajra
5. Rice
6. Sugar
7. Gram
8. Indigenous Wheat

Whole broken or the flour
products thereof.

SCHEDULE-II

(See clause 2 (i).)

- | | | |
|-------------|-----------|-------------|
| 1. Jaipur. | 2. Ajmer. | 3. Jodhpur. |
| 4. Bikaner, | 5. Kotah. | 6. Udaipur. |

Notification under

**RAJASTHAN SCHEDULED FOODGRAINS (REGULATION
OF DISTRIBUTION) ORDER, 1966.**

Food & Civil Supplies Department

Jaipur, May 3, 1967.

Notification No. F. 17 (74) Food/Sup/66.—In exercise of the powers conferred by clause 17 of the Rajasthan Scheduled Foodgrains (Regulation of Distribution) Order, 1966, the State Government hereby authorises the Area Supply Officers/Enforcement Officers/Enforcement Inspectors of the Food and Civil Supplies Department posted at Jaipur and placed at the disposal of the Food Commissioner to exercise all powers of entry, search, seizure etc. in such places in the State of Rajasthan to which the said Order extends.

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 25-5-67—Page 196]

RAJASTHAN GRAM (SALE OF STOCKS) ORDER, 1966

Food & Civil Supplies Department

Jaipur, September 9, 1966.

Notification No. F. 17 (67) Food Sup./66.—Whereas State Government is of opinion that it is necessary so to do for maintaining and securing supplies of gram at fair prices;

Now, therefore, in exercise of the powers conferred under sub-clause (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under G.S.R. 906, dated 9-6-1966 in the Gazette of India (Part II) section 3, sub-section (i) dated 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely—

1. *Short title, commencement and extent*—[1] This Order may be called the Rajasthan Gram (Sale of stocks) Order, 1966.

[2] It shall extend to the whole of the State of Raj.

[3] It shall come into force at once.

2. *Definitions.*—In this Order, unless the context otherwise requires;

[a] “Collector” means Collector of a Revenue district in Rajasthan;

[b] “Gram” includes Gramdal;

[c] “State Government” means the Government of the State of Rajasthan.

3. *Sale of Stocks of Gram.*—As from the date of commencement of this Order every person in possession of any quantity of Gram shall, When required by the state Government or the Collector or any other person authorised by the State Government in this behalf, sell and deliver to such person, at such place, at such time within the period given in a direction in writing such quantity of Gram out of the stock possessed by him as is specified in the said direction.

4. *Powers of entry, search, seizure etc.*—(1) Collector; Additional Collector, Sub-divisional Officer, Tehsildar, any Police Officer of the rank of a Station House Officer or above, or the officers of the Department of Food and Civil Supplies,

not below the rank of Enforcement Inspector in their respective jurisdiction, or any other person authorised by the State Government in this behalf, may with such assistance, if any, as he thinks fit.—

- (a) require the owner, occupier or any other person in charge of any place, premises, receptacle, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed, to produce any book, accounts or other documents showing transaction relating to such contravention;
- (b) enter, inspect or break open and search any place or premises, receptacle, vehicle, or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of any documents showing transactions relating to such contraventions which are produced before him; and
- (d) search, seize and remove stocks of Gram and the animals, vehicles, receptacles, vessels, or other conveyance used in carrying such Gram in contravention of the provisions of this Order and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of such Gram and the animals, vehicles, receptacle, vessels or other conveyance so seized, in a Court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898), relating to search and seizure, shall, so far as may be apply to searches and seizures under this clause.

RAJASTHAN GRAM AND BARLEY (PROHIBITION OF EXPORT) ORDER, 1966

Food & Civil Supplies Department

Jaipur, August 12, 1966

Notification No. F. 17 (16) III/Food/Sup./66—Whereas the State Government is of opinion that for the purpose of maintaining the available supplies of Gram and Barley in the State of Rajasthan, it is necessary so to do;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act 1955 (Central Act 10 of 1955) read with the Notification of the Government of India, in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under GSR 906 dated the 9th June, 1966, in the Gazette of India (Part II) section 3, Sub-section (1), dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order, namely:—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Gram and Barley (Prohibition of Export) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Ban on export of Gram and Barley.*—As from the date of commencement of this Order, no person shall export or cause to be exported either directly or through his agent or servant or any other person acting on his behalf, Gram and Barley either whole or split including gram churi or in any other form outside the State of Rajasthan :

Provided that nothing herein contained shall apply to the export of Barley under and in accordance with the Military Credit Notes through the Food Corporation of India Jaipur.

provided further that the State Government may permit any person to export out of the State to any other deficit State such quantities of Gram or Barley as do not exceed the limits agreed upon between the State Government and the Central Government.

3. *Power of entry, search, seizure etc.*—(1) Collector, Additional Collector, sub-Divisional Officer, Tehsildar, any Police Officer of the rank of a Station House Officer or above, or the officers

of the Department of Food and Civil Supplies, not below the rank of Enforcement Inspector in their respective jurisdiction, or any other person authorised by the State Government in this behalf, may with such assistance, if any, as he thinks fit:—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed, to produce any book, accounts or other documents showing transaction relating to such contravention;
- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order has been, is being or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of any documents showing transactions which are produced before him;
- (d) search, seize and remove stocks of gram and barley either whole or split or in any other form and the animals, vehicles, vessels, or other conveyance used in carrying such gram or barley in contravention of the provisions of this Order and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of such gram or barley and the animals, vehicles, vessels or other conveyance so seized, in a Court and for their safe custody pending such production;

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898), relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

4. *Saving.*—Notwithstanding the rescission of the Rajasthan Gram and Barley (Prohibition of Export) Order, 1965, any order made by the State Government or any officer subordinate to it in pursuance of the order so rescinded and in force immediately before the commencement of this order shall be deemed to have been made in pursuance of this order and under the relevant provisions of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) and shall continue in force according to its tenor and accordingly any appointment made, licence or permit granted or direction issued under the order aforesaid, and in force immediately before such commencement shall con-

tinue in force according to its tenor until and unless it is superseded by any appointment, made or licence or permit granted or direction issued under any other order, made in pursuance of this order and under the relevant provisions of section 3 of the said Act.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 12-8-66—Page 256 (1)]

Food and Civil Supplies Department

Jaipur, February 20, 1967

Notification No. F. 17 (50) Food/Sup./66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Order of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) No. GSR 906, dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Gram and Barley (prohibition of Export) Order, 1966, namely:—

1. **Short title.**—This Order may be called the Rajasthan Gram and Barley (Prohibition of ExPort) Amendment Order, 1967.

2. **Amendment of clause.**—In the first proviso to clause 2 of the Rajasthan Gram and Barley (Prohibition of Export) Order, 1966, after the expression, "nothing herein contained shall apply to" the expression "the export of Gram or Barley by the National Seeds Corporation Limited, or by any other person provided such Gr. m or Barley is certified as seed by the National Seeds Corporation Limited, and to" shall be added.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 20-2-67—Page 870]

Food & Civil Supplies Department

Jaipur, July 11, 1967

Notification No. F. 17 (16) 295/66.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Government of India, Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) Order No. GSR 906, dated the 9th June, 1966, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Gram and Barley (Prohibition of Export) Order, 1966, namely:—

1. **Short title.**—This Order may be called the Rajasthan Gram and Barley (Prohibition of Export) Amendment Order, 1967.

4] Raj Grain and Barley (Prohibition of Export) Order, 1966

2. Amendment to clause 2.—In clause 2 of the Rajasthan Gram and Barley (Prohibition of Export) Order, 1966 for the existing proviso the following proviso shall be substituted, namely:—

“Provided that—

(i) nothing herein contained shall apply to the export of barley under and in accordance with the Military Credit Notes through the Food Corporation of India, Jaipur;

(ii) The State Government may permit any person to export out of the State to any other deficit State such quantities of gram or barley as do not exceed the limits agreed upon between the State Government and the Central Government ;

(iii) the State Government or the Collector may permit any person to export gram-churi on such conditions as may be specified.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 11-7-67—Page 347]

RAJASTHAN GRAM AND BARLEY (REGULATION OF
DISTRIBUTION) ORDER, 1964

Rescinded vide Food and Civil Supplies Department Notification dated 31-12-1965.

RAJASTHAN WHEAT (MAXIMUM PRICE
CONTROL) ORDER, 1964

Rescinded vide Food and Civil Supplies Department Notification dated 4-3-1966.

RAJASTHAN WHEAT PROCUREMENT (LEVY ON PRODUCERS) ORDER, 1967

Food & Civil Supplies Department

Jaipur May 12, 1967.

Notification No. F. 17 (23) Food/Sup.167.—Whereas the State Government is of opinion that it is necessary and expedient to do so for securing the maintenance of supplies of wheat and for securing the equitable distribution and availability thereof at fair prices.

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Government of India Ministry of Food and Agriculture (Department of Food) Order No. GSR 906, dated the 9th June, 1966 and with the prior concurrence of the Central Government, the State Government hereby makes the following order, namely:—

1. *Short title, extent and commencement.*—(1) This order may be called the Rajasthan Wheat Procurement (Levy on Producers) Order, 1967.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once in the Districts specified in Schedule I.

(4) The State Government may, by notification in the official Gazette direct that this order may be brought into force in any other district or part thereof on such date as may be specified in such notification.

2. *Definitions.*—In this Order, unless the context otherwise requires,—

(a) "Collector," includes an Additional Collector and any other officer authorised by the Government to perform all or any of the functions of the Collector under this order;

(b) "Commissioner," means the Food Commissioner, Rajasthan and includes the Additional Food Commissioner;

(c) "Government" means the Government of the State of Rajasthan;

(d) "holding" means a parcel or parcels of land held under one lease, engagement or grant or, in the absence of such lease, engagement or grant, under one tenure;

(e) "levy holding" means an irrigated holding of not less than 2 acres in area on which wheat or wheat mixed with other Rabi foodgrains, is raised by the same individual or group of individuals, in a Patwar Circle;

(f) "Patwar Circle" means the village within the Circle of a Patwari;

(g) "Purchasing agent" means an agent appointed by the Government, or by the Commissioner or the Collector on behalf of the Government in relation to any area for the purchase of wheat under this Order;

(h) "Purchasing Centre" means in relation to any area such Centre as may be specified by a general or special order of the Collector;

(i) "procurement price" means the price calculated in accordance with the provisions of Schedule II;

(f) "producer" means a person who is in possession of a levy holding as a Khatedar Ghair-Khatedar, tenant of Khudkasht, Sub-tenant, lessee, trustee, mortgagee in possession, Shebait, Mutwalli, or in any other capacity and on which he raises wheat or wheat mixed with other Rabi foodgrains;

(k) "Schedule" means a Schedule appended to this order.

3. *Levy.*—(1) Every producer shall sell to the purchasing agent by delivery at the purchasing centre such quantity of wheat out of his crop of the year '1966-67 as may be calculated in accordance with the scale specified in Schedule III. The quantity of wheat so required to be sold by the producer shall hereinafter be referred to as the levy due from him.

Provided that the Collector or any other officer not below the rank of the Tehsildar empowered by the Collector in this behalf, may reduce the levy due from a producer in cases of failure of crops, drought, damage by insects or by any other causes beyond the control of the producer.

(2) The purchasing agent shall pay the procurement price thereof in cash at the purchasing centre.

(3) Joint producers on a levy holding shall, jointly and severally, be responsible for delivering the levy due from them.

(4) No producer shall dispose of or otherwise part with the possession of any portion of his wheat produce until he has delivered, or has kept apart in his possession, the levy due from him under sub-clause (1)

4. *Delivery by producer and grant of certificate.*—(1) The levy due from a producer shall be delivered at the purchasing centre immediately after the wheat is harvested or within such period as may be fixed by the Collector.

(2) The purchasing agent, after purchasing the stock of wheat from a producer, shall grant him a certificate in the form given in Schedule IV.

5. *Powers of entry, search seizure etc.*--(1) The Collector, any Magistrate, any Police Officer not below the rank of a Sub-Inspector, the District Supply Officer; the Junior District Supply Officer, the Tehsildar, the Naib Tehsildar, the Enforcement Officer, the Enforcement Inspector or any other person authorised by the State Government in this behalf, may with a view to securing compliance of this order or to satisfying himself that this order has been complied with--

- (a) enter, with such assistance as he thinks fit, inspect or break open and search any place or premises, vehicles or vessels in provisions of this order has been, is being or is about to be committed;
- (b) require the owner, occupier, or any other person in charge of any place, vehicle, vessel in which he has reason to believe that any contravention of the provisions of this order has been, is being or is about to be committed, to produce any book, accounts or other documents showing transaction relating to such contravention;
- (c) require any producer to produce within such time as may be specified by such Officer, the certificate granted to him under sub clause [2] of clause 4;
- (d) seize or authorise the seizure of any wheat in respect of which he has reason to believe that a contravention of this order has been, is being or is about to be committed along with the packages, coverings, or receptacles in which such wheat is found, or the animals, vehicles, vessels, or other conveyances used in carrying such wheat and thereafter take all measures necessary for securing the production of such wheat, packages, coverings, receptacles, animals vehicles, vessels or other conveyances so seized, in a court of law and for their safe custody pending such production.

(2) The provisions of section 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

6. *Powers to exempt in special cases.*—If the Government having regard to the conditions prevailing in any area, considers it necessary or expedient so to do in the public interest,

may, by notification in the official Gazette, exempt, subject to such conditions as it may think fit to impose, such class or classes of producers in that area as it may specify in the notification, from the operation of all or any of the provisions of this order.

SCHEDULE I.

(see-sub-clause [3] of clause 1)

Name of Districts.

- | | | | |
|-----------------|-------------------|----------|-------------------|
| 1. Alwar | 2. Bharatpur | 3. Bundi | 4. Bhilwara. |
| 5. Chittorgarh. | 6. Sriganganagar. | 7. Kota. | 8. Sawai Madhopur |
| 9. Pali. | 10. Jaipur. | | |

SCHEDULE II

(see-sub-clause [1] of clause 2)

Procurement prices of Wheat of different grades

Grade of Wheat.	Price per quintal naked grain of fair average quality
Red, Bajra & Katha	Rs 67/-per quintal.
Maxican wheat	Rs. 69.50 paisa per quintal.
Dara and Gajjar	Rs 71/-per quintal.
Farmi, Sharbati, Kanak and Malvi	Rs. 75/-per quintal.

SCHEDULE III

(see sub-clause [1] of clause 3)

Quantities of Wheat to be delivered as levy in respect of levy holdings of various sizes.

S. No.	Size of levy holding (in acres)	draught of levy in Kg. per acre.
1	2	3
1.	Where area under wheat is up to 3 acres	15 Kg. per acre
2.	Where area under wheat is more than 3 acres but not more than 4 acres....	25 Kg. per acre.
3.	Where area under wheat is more than 4 acres but not more than 5 acres	40 Kg. per acre.
4.	Where area under wheat is more than 5 acres but not more than 6 acres	50 Kg. per acre.
5.	Where area under wheat is more than 6 acres but not more than 7 acres....	60 Kg per acre.
6.	Where area under wheat is more than 7 acres but not more than 8 acres.....	70 Kg. per acre.

7. Where area under wheat is more than 8 acres but not more than 9 acres ... 80 Kg. per acre.
8. Where area under wheat is more than 9 acres but not more than 10 acres.. ... 100 Kg. per acre.
9. Where area under wheat is more than 10 acres but not more than 20 acres.. .. 120 Kg. per acre.
10. Where area under wheat is more than 20 acres 150 Kg. per acre.

Note:—(1) Fraction of an acre will be rounded off to the nearest acre.

(2) Where a producer has up to two acres under wheat no levy shall be realised from him.

(3) In the case of mixed showing with other foodgrains it shall be treated as fifty per cent under wheat and levy will be charged only on the portion of holding under wheat.

SCHEDULE IV

(See sub-clause (2) of Clause 4)

Form of certificate of delivery of wheat towards levy Share.

Name of Producer..... Village.....
 Patwar Circle..... Tehsil & District.....

Received from the above mentioned producer the following quantity of wheat:—

Grade of wheat.	Quantity in quintals.	Price in Rupees.
(1) Red Bajia, Katha
(2) Mexican wheat
(3) Dara, Gajjar
(4) Farmi, Sharbati, Kanak, and Malvi

Total

Signature of the Purchasing Agent
 Purchasing Centre.....

Food and Civil Supplies Department,
Jaipur, June 1, 1967

Notification No. F. 17(23) Food/Sup./67—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955. (Central Act 10 of 1955) read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under G. S. R. 906, dated the 9th June 1966 and with the prior concurrence of the Central Government, the State Government hereby makes the following Order to amend the Rajasthan Wheat Procurement (Levy on Producers) Order, 1967, namely :—

1. *Short title, extent and commencement.*—(1) This Order may be called the Rajasthan Wheat Procurement (Levy on Producers) (Amendment) Order, 1967.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once in the districts specified in Schedule I.

(4) The State Government may, by notification in the official Gazette, direct that this Order may be brought into force in any other district or part thereof on such date as may be specified in such notification.

2. *Substitution of Schedule II*—For Schedule II of the Rajasthan Wheat Procurement (Levy on Producers) Order 1967, the following Schedule shall be substituted, namely :—

SCHEDULE-II

See Sub-clause (i) of clause 2)

Procurement Prices of Wheat of different grades.

Grade of Wheat	Price per quintal naked grain of fair average quality.
Red, Bajia & Katha	Rs. 77/- per quintal.
Mexican Wheat	Rs. 79.50 paise per quintal.
Dara and Gajjar	Rs. 81/- per quintal.
Farmi, Sharbati, Kanak and Malvi	Rs. 85/- per quintal.

Notifications under

INTERZONAL (WHEAT AND WHEAT PRODUCTS (MOVEMENT CONTROL) ORDER, 1964

Food and Civil Supplies Department

Jaipur, February 7, 1966.

Notification No. F. 9 (1) Food/Snpp/64.—In exercise of powers conferred by clause 7 of the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1964, issued by the Government of India in the Ministry of Food and Agriculture (Department of Food), vide GSR dated the 23rd March, 1964, the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib Tehsildars to exercise all powers of entry, search, seizure etc, in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 3-3-66 Page 591]

Food & Civil Supplies Department

Jaipur, December 29, 1966

Notification No. F. 17 (64) Food/Sup/64.—In exercise of the powers conferred by clause 7 of the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1964, issued by the Government of India in the Ministry of Food and Agriculture (Department of Food), vide G.S.R. No. 511, dated the 23rd March, 1964, the State Government hereby authorises the officers of the Department of Food and Civil Supplies, Government of Rajasthan not below the rank of the Enforcement Inspector to exercise all powers of entry search, seizure etc, in their respective jurisdictions, as provided under the said clause.

(Published in Raj. Gazette Extraordinary-Part 4 (Ga) Dt. 29-12-1966).

Food and Supplies Department

Jaipur, July 29, 1967

Notification No. F. 17 (64) Food/Snp/64.—In exercise of the powers conferred by clause 4 of the Inter-Zonal Wheat and Wheat Products (Movement Control) Order, 1964, the State Government hereby authorises all Collectors having jurisdiction in the Zonal Border area to issue permits for transport of Wheat and Wheat Products:

- (a) to any place in the Zonal Border area from any place outside that area;
- (b) from any place in the Zonal Border area to any other place in that area.

[Pub. in Raj. Gaz. Ex. 4 (Ga)-Dt. 29-7-67-Page 411]

Food & Supplies Department

Jaipur, July 29, 1967

Notification No. F. 17 (64) Food/Sup/64.—In exercise of the powers conferred by clause 4 of the Inter Zonal Wheat and Wheat Products (Movement Control) Order, 1964, the State Government, hereby authorise all Sub-Divisional Officers, and Tehsildars having jurisdiction in the Zonal Border area to issue permits for transport of Wheat and Wheat Products from any place in the said area to any place in that area.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 29-7-67—Page 412]

RAJ. KHANDSARI AND GUR DEALERS LICENSING ORDER, 1963.

Notification No. F. 12 (27 Food/Sup./63—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955), read with the Order of the Government of India in the Ministry of Food & Agriculture (Department of Food) No. G.S.R. 888 dated the 28th June, 1961 and with the prior concurrence of the Central Government, the State Government hereby makes the following order, namely:—

1. Short title, extent and commencement.—(1) This order may be called the Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force on 1st day of August, 1963.

2. Definitions.—In this Order, unless the context otherwise requires:—

(a) "dealer" means a person engaged in the business of purchase, sale or storage for sale, of khandsari and or gur in quantities exceeding 50 quintals at any one time, but does not include an industrial undertaking which is engaged in the manufacture or production of sugar and which is registered or licensed under the Industries (Development and Regulation) Act, 1951;

(b) "form" means a form set forth in the Schedule to this Order;

(c) "licensing authority" means an officer appointed by the State Government to exercise the powers and perform the duties of the licensing authority under this Order;

(d) "State Government" means the Government of the State of Rajasthan;

(e) "Khandsari" means any form of khandsari sugar including 'Bura' sugar but excluding sugar as defined in Rajasthan Sugar Dealers' Licensing Order, 1963; and

(f) "Gur" means any form of Gur including 'Rab' and Jagree but excluding molasses.

3. Licensing of dealers.—(1) No person shall carry on business as a dealer except under and in accordance with the terms and conditions of a licence issued in this behalf by the licensing authority.

(2) A separate licence shall be necessary for each place of business.

(3) For the purpose of this clause, any person who stores Khandsari and or Gur in any quantity exceeding 50 quintals at any one time shall, unless the contrary is proved, be deemed to store the Khandsari and or Gur for the purpose of sale.

4. *Issue of licence.*—(1) Every application for a licence or renewal thereof shall be made to the licensing authority in form 'A'.

(2) Every licence issued or renewed under this order shall be in form 'B' and shall be subject to the conditions specified therein.

5. *Period of licence and fees chargeable.*—(1) Every licence issued under this order shall be valid from the date of issue to the 31st March next following and may thereafter be renewed for a further period of one year at a time.

(2) The fees specified below shall be chargeable in respect of each licence; namely:—

For issue of a licence	....	....	....Rs. 5/-
For renewal of a licence	....	....	....Rs. 2/-
For issue of a duplicate licence	....	....	....Rs. 10/-

6. *Power to refuse licence.*—The licensing authority may, after giving the dealer concerned an opportunity of stating his case in writing and for reasons to be recorded, refuse to grant or renew a licence.

7. *Contravention of conditions of licence.*—No holder of a licence issued under this Order or his agent or servant or any person acting on his behalf shall contravene any of the terms or conditions of the licence and if any such holder or his agent or servant or any other person acting on his behalf contravene any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by order in writing, of the licensing authority :

Provided that no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case in writing against the proposed cancellation or suspension of the licence.

8. *Appeal.*—(1) Any person aggrieved by any order of the licensing authority refusing to issue or renew a licence or cancelling or suspending a licence under the provisions of this Order may appeal to the State Government within 30 days of the date of the receipt by him of such order.

(2) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case.

(3) Pending disposal of an appeal, the State Government may direct that the order refusing to renew a licence or the order cancelling or suspending the licence shall not take effect until his appeal is disposed of.

9. *Disposal of stock where licence is cancelled or suspended.*—When a licence issued under this Order is cancelled or suspended, the stocks of khandsari or gur available with the licensee at the time of such cancellation or suspension shall be disposed of in accordance with the directions of the Licensing Authority.

10. *Powers of entry, search, seizure etc.*—(1) The licensing authority or any other officer authorised by the State Government in this behalf may, with such assistance, if any, as he may consider expedient to get:—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle, or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being, or is about to be committed, to produce any books, accounts or other documents showing transactions relating to such contraventions;
- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order or of the conditions of any licence issued thereunder, has been, is being, or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of, any documents showing transactions relating to such contraventions which are produced before him;
- (d) search, seize and remove stocks of Khandsari and Gur and the animals, vehicles, vessels, or other conveyance used in carrying the said khandsari and gur in contravention of the provisions of this Order, or of the conditions of the licences issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of khandsari and gur and the animals, vehicles, vessels or other conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall,

so far as may be, apply to searches and seizures made under this Order.

11. *Savings.*—(a) Nothing in this order shall apply to:—

- (i) the sale or storage for sale or purchase of khandsari and gur on Government account; and
- (ii) the sale by banks of stocks of khandsari and gur hypothecated to them provided that khandsari and gur is sold in accordance with the terms and conditions applicable to the hypothecators.

(b) The State Government may, by general or special order and subject to such conditions as may be specified in the Order, exempt in public interest or for securing the Defence of India or maintaining the supplies and services essential to the life of the community or to the military, any person or class of persons from the operation of all or any of the provisions of this Order and may at any time suspend or cancel such exemption.

SCHEDULE

Form 'A'

[See clause 4 (1)]

The Rajasthan Khandsari and Gur Dealers' Licensing
Order, 1963.

Application for Licence

1. Applicant's name.
2. Applicant's profession.
3. Applicant's residence
4. Situation of applicant's place or places of business with particulars as to number of house, mohalla, town, of village, police station and district.
5. How long the applicant has been trading in khandsari and gur.
6. Did the applicant hold a sugar licence? (if so, give particulars).
7. Qualities of Khandsari and Gur (separately) handled annually during the last three years.
8. Income tax paid in the two years preceding the year of application to be indicated separately).

(1)

(2).... ..

Quantity of khandsari and gur in the possession of the applicant on the date of application and the place at which different quantities are kept.

I declare that the quantities of khandasari and gur above are in my possession this day and are held at the places noted against them.

I have carefully read with conditions of licence given in Form 'B' appended to the Rajasthan Khandasari and Gur Dealers' Licensing Order, 1963, and I agree to abide by them.

*(a) I have not previously applied for a licence in this district under this Order;

*(b) I applied for such licence in this district for on and was/was not granted a licence on

*(c) I hereby apply for renewal of licence No. dated issued to me on

*Strike off the clauses not applicable.

Signature of the applicant

Place.

Date.

FORM 'B'

[See clause 4 (2)]

The Rajasthan Khandasari and Gur Dealers' Licensing Order, 1963.

Licence for purchase, sale or storage for sale, of Khandasari and/or Gur.

Licence No.

1. Subject to the provisions of the Rajasthan Khandasari and Gur Dealers' Licensing Order, 1963 and to the terms and conditions of this Licence is/are hereby authorised to purchase, sell or store for sale, Khandasari and/or gur.

2. The licensee shall carry on the aforesaid business at the following place(s) :—

3. (i) The Licensee shall maintain a register of daily accounts for khandasari and gur showing correctly:—

- the opening stock on each day;
- the quantities received on each day showing the place from where and the source from which received;
- the quantities delivered or otherwise removed on each day showing the place of destination; and
- the closing stock on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of providing which shall be upon him.

(iii) separate registers should be maintained for khandasari and gur.

4. The licensee shall submit to the licensing authority concerned a true return, in Form 'C' of the stocks, receipts and deliveries of each of the Khandsari and Gur, every fortnight (1st to 15th to end of the month), so as to reach him within five days after the close of the fortnight.

5. The licensee shall not contravene the provisions of the Khandsari and Gur Dealers' Licensing Order, 1963.

6. The licensee shall not:—

(i) enter into any transaction involving purchase, sale or storage for sale of khandsari and gur in speculative manner prejudicial to the maintenance and easy availability of supplies of khandsari and gur in the market;

(ii) Withhold from sale supplies of khandsari and gur ordinary kept for sale; and

(iii) Charge, in respect of sales of khandsari and gur made by him, a margin of profits at a rate in excess of any maximum rate of margin fixed for wholesale transactions in khandsari and gur by representative body of khandsari and gur dealers for locality concerned.

7. The licensee shall issue to every customer a correct receipt or invoice, as the case may be, giving his own address and licence number, the name, address, the licence number (if any) of the customer, the date of transaction, the quantity sold, the price per quintal and the same to the total amount charged and shall keep a duplicate of the licensing authority available for inspection on demand by the licensing authority or any other officer authorised by him in this behalf.

8. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by the State Government for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of khandsari and gur and for the taking of samples of khandsari and gur for examination.

9. The licensee shall comply with any direction that may be given to him by the State Government or the licensing authority in regard to purchase, sale and storage for sale of khandsari and gur and with regard to the language in which the register, returns, receipts or invoices mentioned in paragraphs 3, 4, 5 shall be written and the authentication and maintenance of the registers mentioned in paragraph 3.

10. This licence shall be attached to any application of renewal.

11. This licence shall be valid up to 31st March, 1964.

Place :

Dated.

Signature of the Officer
issuing the Licence.

FORM "C"

For Use by a Dealer

(See condition 4 of Form "B")

Return of stocks, receipts and sales of Khandsari/Gur for
the fortnight ending 196 .

Name.....

No. of licence... ..

Address

Particulars of godowns where stock held and quantity in
stock of each quality of sugar in bags/quintals.

Particulars of godowns	Quantity in stock bags/quintals	Remarks, if any.
---------------------------	------------------------------------	---------------------

1.

2.

3.

1. Stock at the beginning of the fortnight

(a) actually with the licensee..... bags/quintals

(b) pledged with any person or institution such as a bank
or co-operative society.... bags/quintals.

Total bags/quintals.

2. Quantity purchased during the fortnight

Name of factory from whom purchased.	Quantity (in bags/quintals)
-----------------------------------------	-----------------------------

(i)

(ii)

(iii)

(iv) Total

3. Quantity received out of quantity purchased.

*From (Name of factory) Quantity (in bags/quintals) Date
of purchase*

(i)

(ii)

(iii)

(iv) Total

4. Quantity sold

(a) quantity sold/and delivered/removed during the fort-
night bags/quintals.(b) Quantity sold but not yet delivered.....
Total sold..... bags/quintals.

5. Stock at the end of the fortnight

(a) actually with the licensee

(i) unsold

- (ii) sold but awaiting delivery
- (b) pledged with any other person or institution such as a bank or a co-operative society

Total:

District.

To

Licensing Authority

Place :

Signature

Date :

(Published in Raj. Gaz. Ex. IV (Ga)—Dt. July-8, 1963—Page 369 to 377)

Food And Civil Supplies Department

Jaipur, May 10, 1955

Notification No. F. 12 (26) Food/Sup./63—In exercise of the powers conferred by section 3 of the Essential Commodities Act 1955 (Central Act 10 of 1955), read with the Notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under GSR 888 dated the 28th June, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Khandsari and Gur Dealers Licensing Order 1963, namely:—

1. **Short title, extent and commencement.**—(1) This Order may be called the Rajasthan Khandsari and Gur Dealers' Licensing (Amendment) Order, 1965:

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. **Amendment of clause 4.**—In the Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963, hereinafter referred to as the Principal Order, in clause 4, in sub-clause (2), for the words "issued or renewed," the words "issued, re-issued or renewed" shall be substituted.

3. **Insertion of new clause 7-A.**—After clause 7 of the Principal Order, the following new clause shall be inserted, namely:—

"7A. Notwithstanding anything contained in clause 8, where a licensee has been convicted by a court of law in respect of contravention of any order made under section 3 of the Essential Commodities Act, 1955 (10 of 1955), relating to Khandsari and Gur, the licensing authority may, by order in writing, cancel his licence:

Provided that where such conviction is set aside in any appeal or revision, the licensing authority may, on application in Form A by the person whose licensee has been cancelled, re-issue the licence to such person."

4. **Amendment of clause 8.**—In clause 8, in sub-clause (1) for the words "refusing to issue or renew a licence", the words "refusing to issue, re-issue or renew a licence" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4(Ga)—Dt.—27-5-65—Page 140(2)]

Food & Civil Supplies Department

Jaipur, May 17, 1965.

Notification No. F. 12 (27) Food/Sup/63.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Order of the Government of India in the Ministry of Food and Agriculture (Department of food) No. GSR 888, dated the 28th June, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963, namely:—

1. *Short title extent and commencement.*—This Order may be called the Rajasthan Khandsari & Gur Dealers' Licensing (Second Amendment) Order, 1965.

(2) It shall extend to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of the Schedule.*—In the said Order in the Schedule in Form 'C' after item, 5, the following new item Shall be added, namely:—

"6(a) (i) Price paid to the producer.

(ii) price paid to the whole-
salers in case of purchases
from another trader.

(b) Incidental charges

(i) Brokerage or commission.

(ii) Transport charges.

(iii) Other expenses

Total' —

(e) (i) Selling price to trader in
case of sale to another
trader.

(ii) Selling price to consumer.

[Pub. in Raj. Gaz. Ex. 4-(Ga)—Dt. 27-5-65—Page 140 (4)]

Food & Civil Supplies Department

Jaipur September 30, 1965.

Notification No. F. 12 (27) Food/Sup/63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under GSR 888 dated the 28th

June 1961, and with the prior concurrence of the Central Government, the State Government, hereby makes the following Order further to amend the Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963, namely:—

1. *Short title extent and commencement.*—This Order may be called the Rajasthan Khandsari and Gur Dealers' Licencing (second Amendment) Order, 1965.

(2) It shall extend to the whole of the State of Rajasthan.

(8) It shall come into force at atonce.

2. *Amendment of Clause 3.*—In Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963, in clause 3, in sub-clause (3), After the expression "for the purpose of" the expression "carrying on business of purchase, or sale, or storage for" shall be inserted.

[Pub. in Raj. Gaz. 4 (Ga)—Dt. 11-11-65--Page 367]

Food and Civil Supplies Department

Jaipur, October 31, 1966

Notification No. F. 12 (57) Food/Sup./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955), read with the Order of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food) published under GSR 906, dated the 9th June, 1966 and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Khandsari and Gur Dealers Licensing Order, 1963, namely—

1. *Short title.*—This Order may be called the Rajasthan Khandsari and Gur Dealers Licensing (Amendment) Order, 1966.

2. *Amendment of clause 5.*—In clause 5 of the Rajasthan Khandsari and Gur Dealers Licensing Order, 1963, hereinafter referred to as the principal Order, the following proviso and explanation shall be added after sub-clause (1), namely:—

"Provided that an application for renewal shall be made after payment of fees prescribed in sub-clause, (2) before the 31st day of March.

.. *Explanation:*—For the purpose of this sub-clause, the period of the validity of a licensee shall not be deemed to have expired, if an application for its renewal is pending before the Licensing Authority".

3. *Amendment of Schedule.*—In the Schedule appended to the principal Order,—

(i) In Form "B", in condition 4, the word "fortnight" whenever occurring shall be substituted by the word "quarter" and the expression "(1st to 15th and 16th to end of the month)" shall be omitted;

(ii) In Form "C" the word "fortnight" wherever occurring, shall be substituted by the word "quarter".

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 31-10-66 Page 430 (1)]

Notifications under

**RAJ. (KHANDSARI AND GUR DEALERS LICENSING
ORDER, 1963**

Jaipur, July 8, 1963

Notification No. F. 12 (27) Food/Sup./63.—In pursuance of sub-clause (c) of clause 2 of the Rajasthan Khandsari and Gur Dealers' Licensing Order, 1963, the State Government hereby appoints all Collectors to be the licensing authorities within their respective districts.

[Pub. in Raj. Gaz. Part. 4 (Ga)—Dt. 8-7 63—Page 369-377]

Food & Civil Supplies Department

Jaipur, December 23, 1964.

Notification No. F. 12 (27) Food/Sup/63.—In exercise of the powers conferred by clause 10 of the Rajasthan Khandsari and Gur Dealers Licensing Order, 1963, the State Government hereby authorises the Officers of the Department of Food & Civil Supplies, Government of Rajasthan, not below the rank of the Enforcement Inspector, to exercise all powers of entry, search, seizure, etc in their respective jurisdiction under the said clause.

[Pub. in Raj. Gaz. Ex.4 (Ga)—Dt. 23-12-64 page 563]

RAB (MOVEMENT CONTROL) ORDER, 1965

Food & Civil Supplies Department

Jaipur, January 20, 1965.

Notification No. F. 12 (60) Food/Sup./65.—In exercise of the powers conferred by clause 4 of the Rab (Movement Control) Order, 1965, published in the Gazette of India, Extraordinary Part II Section 3 (i) dated 15-1-65/25 Paush 1886 (Saka), the State Government hereby authorises all Officers of the State Police Department, not below the rank of the Circle Inspector, and all Officers of the State Food & Civil Supplies Department not below the rank of Enforcement Inspector, to exercise in their respective jurisdiction all powers of entry, search, seizure etc. under the said clause.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt. 25-2-65 Page 806]

Notification under

SUGAR (CONTROL) ORDER, 1965

Food & Supplies Department

Jaipur, June 28, 1966

Notification No. F. 12 (9) Food/Sup/66—In exercise of the powers conferred by proviso to sub-clause (3) of clause 7 of the Sugar (Control) Order, 1966 the State Government hereby, authorises the Collector and District Magistrate of a Revenue District in Rajasthan to fix the transport charges for sugar to any town or any specified area, where sugar is to be sold, and other incidental charges, in accordance with the instructions issued by the Central Government in this behalf from time to time.

[*Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 28-6-66*]

RAJASTHAN SUGAR DEALERS LICENSING ORDER, 1963.

Food Supplies Department

NOTIFICATIONS

Jaipur March 4, 1963.

Notification No. F. 12 (2) Food/Sup/63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the Order of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 888, dated the 28th June, 1961 and with the prior concurrence of the Central Government, the Government of Rajasthan is pleased to make the following Order, namely:—

1. Short title, Extent and Commencement —(1) This Order may be called the Rajasthan Sugar Dealers Licensing Order, 1963;

(2) It extends to the whole of the State of Rajasthan;

(3) It shall come into force on 1st day of April, 1963.

2. Definitions.—In this Order unless the context otherwise requires;

(a) “dealer” means a person engaged in the business of purchase sale or storage for sale, of sugar in quantities exceeding 50 quintals at any one time, but does not include an industrial undertaking which is engaged in the manufacture or production of sugar and which is registered or licensed under the Industries (Development and Regulation) Act, 1951;

(b) “form” means a form set forth in the Schedule to this Order;

(c) “licensing authority” means an officer appointed by the State Government to exercise the powers and perform the duties of the licensing authority under this Order;

(d) “State Government” means the Government of the State of Rajasthan;

(e) “sugar” means any form of sugar, including khandsari sugar containing more than 90 per cent of sucrose.

3. Licensing of dealers.—(1) No person shall carry on business as a dealer except under and in accordance with the terms and conditions of a licence issued in this behalf by the licensing authority;

(2) A separate licence shall be necessary for each place of business;

(3) For the purpose of this clause, any person who stores sugar in any quantity exceeding 50 quintals at any one time shall,

unless the contrary is proved, be deemed to store the sugar for the purpose of sale.

4. Issue of licence.— Every application for a licence or renewal thereof shall be made to the licensing authority in form 'A',

(2) Every licence issued or renewal under this order shall be in form 'B' and shall be subject to the conditions specified therein.

5. Period of licence and fees chargeable.—(1) Every licence issued under this order shall be valid from the date of issue to the 31st March, next and may thereafter be renewed for further period of one year at a time.

(2) The fees specified below shall be chargeable in respect of each licence, namely:—

For issue of licence....	....	....	....	Rs. 5/-
For renewal of licence	....	....	....	Rs. 2/-
For issue of a duplicate licence	....	....	....	Rs. 10/-

6. Power to refuse licence.—The licensing authority may, after giving the dealer concerned an opportunity of stating his case in writing and for reasons to be recorded in writing, refuse to grant or renew a licence.

7. Contravention of conditions of licence.—No holder of a licence issued under this Order shall contravene any of the terms or conditions of the licence and if any such holder contravenes any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by order in writing of the licensing authority;

Provided that no order shall be made under this clause unless the licensee has been given an opportunity of stating his case in writing against the proposed cancellation or suspension.

8. Appeal.—(1) Any person aggrieved by any order of the licensing authority refusing to issue or renew a licence or cancelling or suspending a licence under the provisions of this Order may appeal to the State Government within 30 days of the date of the receipt by him of such order,

(2) No order shall be passed in appeal unless the aggrieved person has been given an opportunity of stating his case in writing.

9. Powers of entry, search, seizure etc.—(1) The licensing authority or any other officer authorised by the State Government in this behalf may, with such assistance, if any as he thinks fit—

- (a) require the owner, occupier or any other person in charge of any place, premises, vehicle; or vessel in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being, or is about to be committed, to produce any books, accounts or other documents showing transactions relating to such contraventions;

- (b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order or of the conditions of the licence issued thereunder, has been, is being, or is about to be committed;
- (c) take or cause to be taken, extracts from or copies of, any documents showing transactions relating to such contraventions which are produced before him;
- (d) search, seize and remove stocks of sugar and the animals, vehicles, vessels, or other conveyance used in carrying the said sugar in contravention of the provisions of this Order or of the conditions of the licences issued thereunder and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of sugar and the animals, vehicles, vessels or other conveyances so seized, in a court and for their safe custody pending such production;

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

SCHEDULE

FORM 'A'

(See-clause 4 (1))

The Rajasthan Sugar Dealers Licensing Order, 1963.

Application for Licence

1. Applicant's name.
2. Applicant's profession.
3. Applicant's residence.
4. Situation of applicant's place or places of business with particulars as to number of house, mohalla, town, of village, police station and district.
5. How long the applicant has been trading in sugar.
6. Did the applicant hold a sugar licence on any previous occasion? (If so, give particulars including its suspension or cancellation, if any).
7. Quantities of sugar handled annually during the last three years (November-October).
8. Income-tax paid in the two years preceding the year of application (to be indicated separately).
 - (1)
 - (2)
9. Quantity of sugar in the possession of the applicant on the date of application and the places at which the different quantities are kept:

I declare that the quantities of sugar specified above are in my possession this day and are hold at the places noted against them.

I have carefully read with conditions of licence given in Form 'B' appended to the Rajasthan Sugar Dealers' Licensing Order, 1963, and I agree to abide by them.

*(a) I have not previously applied for a licence in this district under this Order;

*(b) I applied for such licence in this district for.....
on.... and was/was not granted a licence
on....;

(3) I hereby apply for renewal of licence No
dated.... issued to me on

* Strike off the clauses not applicable.

Place

Date

Signature of the applicant.

FORM 'B'

(See-clause 4 (2))

The Rajasthan Sugar Dealers' Licensing Order, 1963.

Licence for purchase, sale or storage of sugar for sale.

Licence No.

1. Subject to the provisions of the Rajasthan Sugar Dealers Licensing Order, 1963, and to the terms and conditions of this Licence
..... is/are hereby authorised to purchase, sell, or store sugar for sale.

2. The licence shall carry on the aforesaid business at the following, place:—

.....

3. (i) The Licensee shall maintain a register of daily accounts for sugar showing correctly:—

(a) the opening stock on each day;

(b) the quantities received on each day showing the place; from where and the source from which received;

(c) the quantities delivered or otherwise removed on each day showing, the places of destination; and

(d) the closing stock on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of proving which shall be upon him.

(iii) Separate registers should maintained for khandsari sugar.

4. The licensee shall submit the licensing authority concerned a true return, in form C, of the stocks, receipts and deliveries of each of the sugar every fortnight (1st to 15th and 16th to end of the month), so as to reach him within five days after the close of the fortnight.

5. The licensee shall issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name, address; the licence number (if any) of the customer, the

date of transaction, the quantity sold, the price per quintal and the total amount charges and shall keep a duplicate of the same to be available for inspection on demand by the Licensing authority or any other officer authorised by him in this behalf.

6. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by the State Government for the inspection of his stocks and accounts at any shop; godown or other place used by him for the storage, sale or purchase of sugar and for the taking of samples of sugar for examination.

7. The licensee shall comply with any direction that may be given to him by the State Government or the licensing authority in regard to purchase, sale and storage for sale, of sugar and in regard to the language in which the register, returns, receipts or invoices mentioned in paragraphs 3, 4 or 5 shall be written and the authentication and maintenance of the registers mentioned in paragraph 3.

8. This licence shall be attached to any application for renewal.

9. This licence shall be valid up to 31st March, 1964.

Place

Date

Signature of the officer Issuing
the licence.

FORM 'C'

For use by a dealer

(See condition 4 of Form 'B')

Return of stocks, receipts and sales of sugar for the fortnight
ending196

Name

No. of licence

Address

Particulars of godowns where stock held and quantity in stock of
each quality of sugar in stock in bags/quintals.

Particulars of godowns,	Quantity in stock bags/quintals;	Remarks, if any.
1.		
2.		
3.		
1. Stock at the beginning of the fortnight		
(a) actually with the licensee.....	bags/quintals.	
(b) pledged with any person or institution such as a bank or co-operative society	bags/quintals.	
Total.....		bags/quintals

2. Quantity purchased during the fortnight

(Name of factory from whom purchased)	Quantity (in bags/quintals)
(i)	
(ii)	
(iii)	
(iv) Total	

3. Quantity received out of quantity purchased.

From (Name of factory)	Quantity (in bags/quintals)	Date of purchase
(i)		
(ii)		
(iii)		
(iv) Total		

4. Quantity sold

(a) quantity sold/and delivered/removed during the fortnight... .. bags/quintals.

(d) quantity sold but not yet delivered.... ..

Total sold bags/quintals.

5. Stock at the end of the fortnight

(a) actually with the licensee

(i) unsold

(ii) sold but awaiting delivery.... ..

(b) pledged with any other person or institution such as a bank or a co-operative society

Total

To

District.

Licensing Authority

Place

Signature

Date

Jaipur, March 4, 1963.

Notification No. F. 12 (2) Food/Sup./63 — In pursuance of sub-clause (c) of clause 2 of the Rajasthan Sugar Dealers Licensing Order, 1963, the State Government hereby appoints all Collectors to be the licensing authorities within their respective districts.

By Order of the Governor.

R. N. HAWA,

Secretary to the Government.

Jaipur, July 8, 1963

Notification No. F. 12 (2) Food/Sup./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955) read with the Order of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 888 dated the 20th June, 1961, the State Government hereby makes the following amendments to the Rajasthan Sugar Dealers' Licensing Order, 1963, issued under this Department Notification No. F. 12 (2) Food/Sup./63, dated the 4th March, 1963.

AMENDMENTS

In the said Order:—

(1) the existing sub-clause (e) of clause 2 be substituted as under:—

(e) 'Sugar' means—

(i) any form of sugar containing more than 90% of sucrose, including sugar candy but excluding Khandsari Sugar, and Bura Sugar; and

(ii) any sugar of crystalline structure.

(2) Sub-clause (iii) of clause 3 of Form 'B' shall be deleted.

Published in Rajasthan Gazette Extraordinary—Food Supplies Department Part IV (Ga) dated July, 8, 1963 Pages 369 to 377.

Notification No. F. 12 (2) Food/Sup/63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Order of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G. S. R. 888, dated the 20th June, 1961, the State Government hereby makes the following amendment to the Rajasthan Sugar Dealers' Licensing Order, 1963, issued under this Department Notification No. F. 12 (2) Food/Sup./63, dated the 4th March, 1963.

AMENDMENTS

In the said Order:—

(1) clause 7 may be substituted as under:—

"No holder of a licence issued under this Order or his Agent or servant or any person acting in his behalf shall contravene any of the terms or conditions of the licence and if any such holder or his agent or servant or any other person acting on his behalf contravenes, any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be

cancelled or suspended by order in writing, of the licencing authority."

Provided that no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case in writing against the proposed cancellation or suspension of the licence.

(2) The existing sub-clause (2) of clause 8 may be replaced by the following new sub-clause, viz,—

"(2) No order shall be made under this clause unless the aggrieved person has been given a reasonable opportunity of stating his case".

(3) After the existing sub-clause (2) of clause 8, the following new sub-clause shall be added, namely :—

"(3) Pending disposal of an appeal, the State Government may direct that the Order refusing to renew a licence or the order cancelling or suspending the licence shall not take effect until his appeal is disposed of"

(4) After clause 8, the following new clause be added; namely—

"8A.—*Disposal of Stock where licence is cancelled or suspended :—*

When a licence issued under this Order is cancelled or suspended, the stocks of sugar available with the licensee at the time of such cancellation or suspension shall be disposed of in accordance with the directions of the Licensing Authority".

(5) After clause 9, the following new clauses shall be added consecutively, namely :—

"10—*Saving (a)*—Nothing in this order shall apply to—

(i) the sale or storage for sale or purchase of sugar on Government account ; and

(ii) The sale by banks of stocks of sugar hypothecated to them provided that Sugar is sold in accordance with the terms and conditions applicable to the hypothecators.

(b) The State Government may by general or special order and subject to such conditions as may be specified in the Order, exempt any class of persons from the operation of all or any of the provisions of this order and may at any time suspend or cancel such exemption.

The existing Form 'B' shall be substituted by the following new Form :—

FORM 'B'

[See clause 4 (2)]

The Rajasthan Sugar Dealer's Licensing Order, 1963.

Licence for purchase, sale or storage of sugar for sale.

Licence No

4. Subject to the provisions of the Rajasthan Sugar Dealers, Licensing Order, 1963 and to the terms and conditions of this Licence..... is/are hereby authorised to purchase, sell or store sugar for sale.

2. The licensee shall carry on the aforesaid business at the following place (s) :-

3. (i) The licensee shall maintain a register of daily accounts for sugar showing correctly—

(a) the opening stock on each day ;

(b) the quantities received on each day showing the place from where and the source from which received ;

(c) the quantities delivered or otherwise removed on each day showing the places of destination ; and

(d) the closing stock on each day ;

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause, the burden of proving which shall be upon him.

(iii) Separate registers should be maintained for Khand-sari Sugar.

4. The licensee shall submit to the licensing authority concerned a true return, in Form 'C' of the stocks, receipts and deliveries on each of the sugar, every fortnight (1st to 15th to end of the month), so as to reach him within five days after the close of the fortnight.

5. The licensee shall not contravene the provisions of the Sugar Dealers' Licensing Order, 1963.

6. The licensee shall not :-

(i) enter into any transaction involving purchase, sale or storage for sale or sugar in speculative manner prejudicial to the maintenance and easy availability of supplies of sugar in the market ;

(ii) withhold from sale supplies of sugar ordinarily kept for sale ; and

(iii) charge, in respect of sales of sugar made by him, a margin of profits at a rate in excess of any maximum rate of margin fixed for whole sale transactions in sugar by a representative body of sugar dealers for the locality concerned.

7. The licensee shall issue to every customer a correct receipt or invoice, as the case may be, giving his own address and licence number, the name, address, the licence number (if any of the customer, the date of transaction, the quantity sold, the price per quintal and the total amount charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any other officer authorised by him in this behalf.

8. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by the state Government for the inspection of his stocks and accounts at any shop, godown or other place used by the him for the storage, sale or purchase of sugar and for the taking of samples of sugar for examination.

9. The licensee shall comply with any direction that may be given to him by the State Government or the licensing authority in regard to purchase, sale and storage for sale of sugar and with regard to the language in which the register, returns, receipts or invoices mentioned in paragraphs 3, 4, 5 shall be written and the authentication and maintenance of the registers mentioned in paragraph 3.

10. This licence shall be attached to any application for renewal.

11. This licence shall be valid up to 31st March, 1965.

Place....

Signature of the Officer,
issuing the Licence.

Date....

[Published in Rajasthan Gazette Part IV (Ga)-dated 22-3-1963 Page 156, Food Supplies Department.]

Food & Civil Supplies Department
Jaipur, May, 10, 1965.

Notification No. F. 12(2) Food/Sup./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food & Agriculture (Department of Food) published under GSR. 888, dated the 28th June, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Sugar Dealers' Licensing Order, 1963, namely:—

1. *Short title, extent and commencement*—(1) This Order may be called the Rajasthan Sugar Dealers' Licensing (Amendment) Order, 1965.

(2) It shall extend to the whole of the State of Rajasthan;

(3) It shall come into force at once.

2. *Amendment of clause 4*—In the Rajasthan Sugar Dealers' Licensing Order, 1963, hereinafter referred to as the Principal order, in clause 4, in sub-clause (2) for the words "issued, or renewed" the words "issued, re-issued or renewed" shall be substituted.

3. *Insertion of new clause 7A*.—After clause 7 of the Principal Order, the following new clause shall be inserted, namely:—

"7 A. Notwithstanding anything contained in clause 8, where a licensee has been convicted by a court of law in respect of contravention of any order made under section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955) relating to sugar, the licensing authority may, by order in writing cancel his licence:

Provided that where such conviction is set aside in any appeal or revision, the licensing authority may, on application in Form A by the person whose licence has been cancelled, re-issue the licence to such person."

4. *Amendment of clause 8*.—In clause 8, in sub-clause (1) for the words "refusing to issue or renew a licence" the words "refusing to issue or renew a licence" shall be substituted.

[Pub. in Raj. Gaz. Ex. 4 [Ga]-Dt. 27-5-65 Page 140(1)]

Food & Civil Supplies Department
Jaipur September 30, 1965

Notification No. F 12 (2) Food/Supp/63—In exercise of the powers conferred by section 3 of the Essential Commodities Act 1955 (Central Act 10 of 1955.) read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under GSR 888 dated the 28th June, 1961, and with the prior concurrence of the Central Government, the State Government hereby, makes the following Order further to amend the Rajasthan Sugar Dealers' Licensing Order, 1963, namely:—

1 *Short title extent and commencement*.—(1) This Order may be called the Rajasthan Sugar Dealers Licensing (Second-Amendment) Order, 1965.

(2) It shall extend to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause 3*—In Rajasthan Sugar Dealers' Licensing Order, 1963, in clause 3 in sub-clause (3), after the expression " for the purpose of" the expression "carrying on the business of purchase, or sale, or storage for" shall be inserted.

[Pub. in Raj. Gaz 4 (Ga)—Dt. 11-11-65—Page 368]

Food & Civil Supplies Department

Jaipur, January 2), 1966

Notification No. F. 12 (2) Food/Supp./63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955, (Central Act 10 of 1955), read with the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) published under GSR 888, dated the 28th June, 1961, and with the prior concurrence of the Central Government, the State Government hereby makes the following Order further to amend the Rajasthan Sugar Dealers Licensing Order, 1963, namely:—

1. *Short title, extent and commencement*:—(1) This Order may be called the Rajasthan Sugar Dealers Licensing (Amendment) Order, 1966.

(2) It shall extend to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause (2)*.—In Rajasthan Sugar Dealers Licensing Order, 1963, in sub clause (a) of clause 2, for the figures "50", the figure "5" shall be substituted.

3. *Amendment of clause 3*.—In Rajasthan Sugar Dealers Licensing Order, 1963, in sub-clause (j) of clause 3, the figure "50" shall be substituted by the figure "5".

[Pub in Raj. Gaz. Ex. 4 (Ga) Dt— 20-1-66. Page 1087]

Food And Civil Supplies Department

Jaipur, October 17 1966

Notification No. F. 12 (2) Food/Supp/63.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Order of the Government of India in the ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) No. GSR. 906, dated the 9th June, 1966 and with the prior concurrence of the Central Government the State Government, hereby makes the following Order to amend the Rajasthan Sugar Dealers Licensing Order, 1963, namely:—

1. *Short title extent and commencement*. (1) This Order may be called the Rajasthan Sugar Dealers Licensing (Second Amendment) Order, 1966.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. *Amendment of clause 5*.—In clause 5 of the Rajasthan Sugar Dealers Licensing Order, 1963, below sub clause (1) the following proviso shall be inserted namely:—

“Provided that an application for renewal shall be made after payment of fees prescribed in sub-clause (2) of clause 5 before the 31 day of March.

Explanation—For the purpose of this sub-clause the period of the validity of a licence shall not be deemed to have expired if an application for its renewal is pending before the Licencing Authority.”

[Pub. in Raj. Gaz. Ex.4 (Ga)—Dt.17-10-66—Page 411]

Notifications under

RAJ. SUGAR DEALERS LICENSING ORDER, 1963.

Food Supplies Department

Notification

Jaipur, March 30, 1963.

No. F. 12 (2) Food/Sup./63.—In pursuance of sub-clause (1) of clause 9 of the Rajasthan Sugar Dealers' Licensing Order, 1963, the State Government hereby authorises the following officers to exercise, within their respective jurisdictions, the powers specified in clauses (a), (b), (c) and (d) of sub-clause (1) of clause 9 of the aforesaid Order; namely :—

1. Sub-divisional Officers.
2. Tehsildars.
3. Enforcement Inspectors.
4. Sales Tax Inspectors.

By Order of the Governor,
R.N. HAWA,

Secretary to the Government.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 18-4-67-Page 46]

Notification No. F. 12 (2) Food/Sup.63/—In pursuance of sub-clause (1) of clause 9 of the Rajasthan Sugar Dealers' licensing Order, 1963, the State Government hereby further authorises the following Officers, in addition to those authorised by this Department Notification No. F. 12 (2) Food/Sup./63 dated the 30th March, 1963 to exercise within their respective jurisdiction, the powers specified in items (a) to (d) of sub-clause (1) of clause 9 of the aforesaid Order namely :—

1. All Police Officers above the rank of Inspectors of Police.
2. All Police Officers of C I. D. above the rank of Inspectors of C. I. D.

[Food Supplies Department Notification-dated 26-12-63 published in Rajasthan Gazette-Part I (Kha) page 803 dated 12-3-64].

Food and Civil Supplies Department

Jaipur, January 5, 1965.

Notification No. F. 12(2) Food/Sup./63.—In exercise of the powers conferred by clause 9 of the Rajasthan Sugar Dealers' Licencing Order, 1963, the State Government hereby authorises the Officer of the Food and Civil Supplies Department, Government of Rajasthan, not below the rank of the Enforcement Inspectors, to exercise all powers of entry, search and seizure etc., in their respective jurisdiction.

[Pub. in Raj. Gaz. Ex. 4 [Ga] Dt.—5-1-65]

Food & Civil, Supplies Department

Jaipur, February 7, 1966.

Notification No. F. 12 (2) Food/Supp./63.—In exercise of the powers conferred by clause 9 of the Rajasthan Sugar Dealers' Licensing Order, 1963, the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib-Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 3-3-66 Page 590]

Food & Civil Supplies Department

Jaipur, February 7, 1966.

Notification No. F. 12 (2) Food/Supp./63.—In exercise of the powers conferred by clause 9 of the Rajasthan Sugar Dealers' Licensing Order, 1963, the State Government hereby authorises all Sub-divisional Magistrates, Tehsildars and Naib Tehsildars to exercise all powers of entry, search, seizures etc. in their respective jurisdiction as provided under the said clause.

[Pub. in Raj. Gaz. 4 (Ga) Dt. 3-3-66 Page 591]

Notifications under

SUGARCANE (CONTROL) ORDER, 1966

Industries (A) Department

ORDER

Jaipur, September 3, 1966

No F. 2 (52) Ind. (A)-66.—Whereas the State Government is of the opinion that for regulating or increasing the supply of sugarcane it is necessary and expedient to reserve some areas where sugarcane is grown.

Now therefore, in exercise of the powers conferred by clause 6 of Sugarcane (Control) Order, 1966, read with Notification of Government of India Ministry of Food and Agriculture (Department of Food) G. S. R. 1127/Ess/Com/Sugarcane dated 16-7-66, the State Government hereby reserves the areas specified in column 1 of the Table below (hereinafter called reserved areas) for the Ganganagar Sugar Mills Ltd, Sriganganagar and Mewar Sugar Mills Ltd. Bhopal Sagar and further in exercise of the powers under clause (6), (7), (8) and (9) of the Sugarcane (Control) Order, 1966, the State Government hereby directs that in the reserved areas:—

(i) No Sugarcane shall be purchased for crushing by a power crusher or by a power run tractor.

(ii) No Sugarcane or sugarcane juice shall be purchased for crushing or for manufacture of gur, shakkar, gul, jaggery, rab or khandsari unit or by crushers not belonging to grower or body of growers of sugarcane in the areas.

(iii) The sugarcane grower or body of sugarcane-growers should supply 75% of their sugarcane produce to the factory, except under in accordance with permit issued by the State Government in this behalf

TABLE

S. No.	Reserved areas.	Name of factory for which areas are reserved
1	2	3
1. (a) Areas within 20 (twenty) miles radius of Factory Gate.		Ganganagar Sugar Mills Ltd, Sriganganagar
(b) Area within 10 (ten) miles radius of the following centers:—		

1	2	3
1. Prithvirajpur.	2. Sahibasinghwala.	3. Kesrisinghpur.
4. Dalpatsinghpur.	5. Shri Karanpur.	6. Zorawarpur.
7. Gajisinghpur.	8. Raisinghnagar.	9. Jaitsar.
10. Sarupsar.	11. Raghu-nathgar.	12. Kalyankot.
13. Sribijaynagar.	14. Pilibangan.	15. Padampur.
16. Koni.	17. Dabli.	18. Sadulpur.
2. (a) Area within 20 (twenty) miles radius of the Factory Gate.	The Mewar Sugar Mills Bhopalsagar.	
(b) Area within 10 (ten) miles radius of the following centers:—		

Udaipur District.

1. Udaipur Madri.
2. Udaipur Bedla.
3. Udaipur. Rly Station.
4. Debari.
5. Khemli.
6. Bhimal.
7. Mavli.
8. Nathdwara.
9. Kankroli.
10. Koarie.
11. Lawa Sardargarh.
12. Vallabhanagar.
13. Kheroda.
14. Bhindar.
15. Kanod.

Chittorgarh District.

16. Bansi Bohers.
17. Badi Sadri.
18. Pandoli.
19. Gosunda.
20. Chittorgarh.
21. Shamdhupura.
22. Nimbahera.
23. Chanderia.
24. Gangrar.

Bhilwara District.

25. Hamirgarh.
26. Mandal.

This is in supersession to this Department Order No. F. 2 (92) Ind/A /64 dated the 12th Feb., 1965 published in Part IV of the Rajasthan Gazette Extraordinary dated the 24th February, 1965.

[Pub. in Raj. Gaz. Ex. 4 (Ga)—Dt. 6-9-66—Page 307]

Industries (A) Department
Jaipur, November 27, 1967

Order No F. 2 (25) Ind. (A) 66. —In exercise of the powers conferred by Clauses 6 and 7 of the Sugarcane (Control) Order, 1966 read with Notification of the Government of India, Ministry of Food and Agriculture) Department of Food) G.S.R. 1127/ESS/Com/Sugarcane, dated 16-7-66, the State Government hereby makes the following amendments in this department order No. F. 2 (52) Ind (A) 66 dated the September, 3, 1966 published in the extraordinary Gazette Part IV (c) dated 6th September, 1966 namely:—

After clause (i) the following may be added as Clause (ii)

“(ii) No sugarcane or sugarcane juice shall be purchased for crushing or for manufacture of gur, shakkar, gul, jaggery, rab or Khandsari Sugar, as the case may be, by a Khandsari unit or by a crusher not belonging to a grower or body of sugarcane growers in the areas.”

The existing clause (ii) shall be renumbered as Clause (iii) and shall read as under:—

“(iii) The sugarcane grower or body of sugarcane growers should supply 75% of their sugarcane produce to the factory, except under in accordance with a permit issued by the State Government in this behalf.”

2, In S.No. 2 (b) of the Table after figures and words “26 Mandal” the following figures and words shall be added:—

“27. Entire Pratapgarh Sub-Division 28 Ghatol Tehsil”.

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 28-11-67 Page 723]

Food & Civil Supplies Department

Corrigendum

Jaipur April 17, 1965

In this Department Notification No. F 1(3) Food/Sup/63, dated 8th April, 1965 in column one of the Schedule read the districts of Udaipur and Bhilwara as included in the series of districts from Alwar to Bhilwara.

[Pub. in Raj. Gaz. 4 (Ga) Dt. 22-4-66]

Notifications under

ESSENTIAL COMMODITIES ACT, 1955

Published in Raj.Raj-patra Dated October 31, 1957 part VI (c) at page 558 :

ENGLISH TRANSLATION

(Authorised by the Governor)

LAW AND JUDICIAL DEPARTMENT (B)

NOTIFICATION

Jaipur, October 10, 1957.

No. F.1 (190) LJ./B/57.—In exercise of the powers conferred by section 12 of the Essential Commodities Act, 1955 (Central Act No. 10 of 1955), the State Government is pleased to empower all Magistrates of the First Class to impose a fine in excess of Rs. 1000/ on any person convicted of contravening any order made under section 3 of the said Act.

By Order of the Governor,
PRABHU DAYAL LOIWAL,
Secretary to the Government.

ESSENTIAL COMMODITIES ACT, 1955

Published in Raj. Raj-patra IV (c) dated October 6, 1961 at page 1847-1848 :

Government of India

Ministry of Food and Agriculture

(Department of Food)

ORDERS

New Delhi, the 28th September, 1961/6th Asvina, 1883:

G. S. R. 1207/Ess. Com./Sugar.—In exercise of the powers conferred by section 5 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby—

- (a) rescinds the following notifications of the Government of India in the Ministry of Food and Agriculture (Department of Food), namely :—
 - (i) G.S.R. 405/Ess. Com., dated the 6th April, 1960, and
 - (ii) G.S.R. 407/Ess. Com., dated the 8th April, 1960, and
- (b) directs that all orders issued in pursuance of the notifications referred to in clause (a) before the date of this notification, to any dealer to sell sugar to any person shall cease to have force in relation to any quantity of sugar which has not been delivered in compliance with such orders before that date :

Provided that if any person to whom any sugar has been ordered to be sold under any such order, informs the dealer in writing within the period specified in such order for delivery of such sugar, or within a period of 10 days from the date of this notification, whichever period is shorter, that he agrees to accept delivery of the sugar at the price which would have been payable under that order if this notification had not been issued, the order shall be deemed to be in force and shall be complied with in accordance with its terms.

(No. 1-2/61-SV)

New Delhi, the 28th September, 1961/6th Asvina, 1883.

G.S.R. 1208/Ess. Com./Sugar.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby rescinds the following orders of the Government of India in the Ministry of Food and Agriculture, (Department of Food) namely :—

- (1) G.S.R. 747, dated the 29th June, 1959; and
- (2) G.S.R. 1237/Ess. Com., dated the 6th November, 1959.

(No. 1-2/61-SV)

New Delhi, the 28th September, 1961/6th Asvina, 1883.

G.S.R. 1209-Ess. Com./Sugar.—In exercise of the powers conferred by clause 10 of the Sugar (Control) Order, 1955, the Central Government hereby rescinds the following Notifications of the Government of India, in the Ministry of Food and Agriculture (Department of Food), namely :—

- (1) G.S.R. 1050/Ess. Com./Sugar, dated the 9th September, 1959;
 - (2) G.S.R. 1236/Ess. Com./Sugar, dated the 5th November, 1959;
 - (3) G.S.R. 1424/Ess. Com./Sugar, dated the 26th Dec., 1959,
 - (4) G.S.R. 225/Ess. Com./Sugar, dated the 19th Feb., 1960;
 - (5) G.S.R. 602/Ess. Com./Sugar, dated the 20th May, 1960; and
 - (6) G.S.R. 1223/Ess. Com./Sugar, dated the 14th Oct., 1960;
- and directs that all orders issued in pursuance of the said notifications shall stand cancelled.

(No. 1-2/61-SV)

New Delhi, the 28th September, 1961/6th Asvina, 1883.

G. S. R. 1210/Ess. Com./Sugar.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order, namely :—

1. *Short title, extent and commencement.*—(1) This order may be called the Sugar Dealers (Removal of Licensing Restrictions) Order 1961.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force at once.

2. *Definition.*—In this Order “Sugar” means any form of sugar including Khandsari Sugar containing more than 90% of sucrose.

3. *Removal of requirement as to licence.*—As from the date of the commencement of this Order, no dealer in sugar carrying on the business of purchasing, selling or storing for sale of sugar shall be required to hold a licence for the purpose of carrying on such business.

4. *Orders made by State Government to cease to have effect.*—No order made or deemed to be made by the Government of State or by any officer or other authority subordinate to that Government under the Essential Commodities Act, 1955 or any other law for the time being in force in that State shall have effect so as to require a dealer in sugar carrying on the business of purchasing, selling or storing for sale of sugar to obtain or hold a licence for the purpose of carrying on such business.

(No. 1-2/61-SV)

New Delhi, the 28th September, 1961/6th Asvina, 1883.

G.S.R. 1211/Ess. Com./Sugar.—In exercise of the powers conferred by section 8 of the Essential Commodities Act, 1955 (10 of 1955) and in pursuance of clause 5 of the Sugar (Control) Order, 1955, the Central Government hereby—

(a) rescinds the following notifications of the Government of India in the Ministry of Food and Agriculture (Department of Food), namely :—

(i) G. S. R. 1112/Ess. Com./Sugar, dated the 15th Sept., 1960, and

(ii) G. S. R- 1/Ess. Com./Sugar, dated the 2nd January, 1961, and

(b) Orders that all directions issued under clause 6 of the said Sugar (Control) Order before the date of this notification to any producer to supply sugar to any person or rganization shall cease to have force in relation to any quantity of sugar which has not been delivered in compliance with such directions before that date:

Provided that if any person or organisation to whom any sugar has been directed to be sold under any such direction informs the producer within the period specified in such direction for delivery of such sugar, or within a period of ten days from the date of this notification, whichever period is shorter, that he agrees to accept delivery of the sugar at the price which would have been payable under that direction if this notification had not been issued, the direction shall be deemed to be in force and shall be complied with in accordance with its terms.

(No. 1.-2/61-SV)

L. G. RAJWADE,

Joint Secretary to Government of India.

Notification under the Act

ESSENTIAL COMMODITIES ACT, 1955

Food & Civil Supplies Department

Jaipur, September 16, 1966

Notification No. F. 17 (67) Food/Sup./66—In exercise of the powers conferred vide Ministry of Food Agriculture, Community Development and Co-operation (Department of Food) Notification GSR No. 201(Raj)/898/66-P.Y.-II, dated the 13th September, 1966, published in the Gazette of India Extraordinary (Part II, Section 3, Sub-section (i) dated September 13, 1966, I.L.N. Gupta, Additional Food Commissioner Government of Rajasthan, hereby determine the average market rate of Gram and Gramdal for the purpose of sub-clauses (iii)(c) and (iv) of sub-section 3-A of section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) for sale of Gram and Gramdal by any person in compliance with the direction issued under clause 3 of the Rajasthan Gram (Sale of stocks) Order, 1966, as per Schedule of Rates read with specifications given in Schedules II and III appended hereto:—

Schedule of Rates.

Name of Locality/Place	Fair Average Quality of Gram (Nacked Grain) In Rs. per quintal.	Fair Average Qua- lity of Gramdal (Naked Grain) In Rs. per quintal.
1. Alwar	62.53	68.53
2. Khairthal	63.64	69.64
3. Kherli	61.10	67.10
4. Navagaon	62.53	68.53
5. Jaipur	64.53	70.53
6. Sriganganagar	61.74	67.74
7. Hanumangarh Junction	60.69	66.69
8. Hanumangarh Town	60.79	66.79
9. Karanpur	62.64	68.64
10. Raisinghnagar	61.89	67.89
11. Sangaria	59.89	65.89
12. Nohar	60.56	66.55
13. Bhadra	60.81	66.81
14. Sadulshahar	61.74	67.74
15. Pilibanga	60.56	66.56
16. Dabli	60.56	66.56
17. Tibi	60.56	66.56
18. Suratgarh	61.69	67.69
19. Kotah	59.28	65.2

1	2	3	4
20. Baran	57.15	63.15
21. Anta	57.00	63.00
22. Chhabra	57.00	63.00
23. Sumerganjmandi	58.98	64.98

SCHEDULE II

Specification for Gram

Quality:—All gram purchased shall be in sound merchantable condition sweet, dry, clean, wholesome, of good food value & free from mould, weevils, smell, discolouration, admixture of deleterious substances excessive moisture and all impurities except to the extent indicated in the schedule below:—

S.No.	Refraction	Tolerance limit (F.A.Q.)	Rates at which recoveries shall be made for excess impurities or admixture over F.A.Q. limits.
1	2	3	4
1.	Dirt	1%	Over 1% up to 3% at full value. Over 3% up to 5% full value plus cleaning charges to be by buyer at Rs. 10/- per hundred bags. Over 5% at double value plus cleaning charges to the buyer at Rs. 10/— per hundred bags.
2.	Other Foodgrains	1%	Excess at half value up to 10% over 10% at full value.
3.	Damaged	1%	Over 1% to 2% at half value. Over 2% at full value.
4.	Touched slightly damaged		Over 2% to 4% at one fourth value Over 4% to 6% at half value and Over 6% at full value.
5.	Shrivelled and up-ripe	5%	Over 5% to 10% at one fourth value Over 10% to 15% at half value. Over 15% at full value.
6.	Weevilled	1%	Over 1% to 2% at one fourth value Over 2% to 2½% at half value Over 2½% at full value.
7.	Moisture	13%	Over 13% at full value.

Definitions:—

- (i) Foreign matter (Dirt) Includes dust, stones, lumps of earth, chaff, stem or straw and any other impurity including non-edible seeds.
- (ii) Other Foodgrains. Edible foodgrains other than gram;

1	2	3	4
(iii)	Damaged.		Grains that are internally damaged or discoloured, damage or discolouration materially affecting the quality.
(iv)	Touched & slightly damaged		Grains that are superficially damaged or discoloured, damage and discolouration not materially affecting the quality.
(v)	Shrivelled and unripe		Grains that are not properly developed.
(vi)	Weevilled		Grains which show signs of being awacked of insects. Grains showing egg spots should be out and if there is presence of insects it should be treated as insect damaged or weevilled grain.

SCHEDULE III

Specifications for Gramdal

Gramdal is husked and split grain of gram and has no outer skin. It shall be in merchantable condition, dry sweet, clean, wholesome and free from moulds, bad smell, insect infestation, discolouration and admixture of deleterious substance and also foreign grain, impurities, damage etc. except to the extent shown in the schedule below:—

S.No.	Refraction	Tolerance limit (F.A.Q.)	Rates at which recoveries shall be made for excess impurities or admixture over F.A.Q. limits.
1.	Foreign matter	0.5%	At $1\frac{1}{2}$ value over 0.5% over.
2.	Unhusked grain	3.0%	At $\frac{1}{3}$ value over 3% upto 5% over 5% full value.
3.	Broken	4.0%	At $\frac{1}{2}$ value over 4%
	1/4 to 3/4	2.0%	At $\frac{1}{2}$ value over 2% to 4%
	1/8 to 1/4		Over 4% at full value.
4.	Other Foodgrains	0.5%	At full value over 0.5%
5.	Shrivelled and unripe	5.0%	At half value over 5% to 7% Over 7% at full value.
6.	Damaged	1.0%	At full value over 1%
7.	Touched and slightly damaged	4.0%	At half value over 4%
8.	Weevilled	1.0%	$\frac{1}{4}$ value over 10.0% to 2.0% $\frac{1}{2}$ value over 2.0% to 3.0% and full value over 3%
9.	Moisture	13.0%	At full value over 13%.

1	2	3	4
Definitions:—			
(i)	Foreign matter	Includs, dust, stones, lumps, of earth chaff, stem or straw and any other impurity including non-edible seeds.	
(ii)	Unhusked grain	Splitpieces from which husk is not removed.	
(iii)	Shrivelled & unripe	Grains that are not properly developed.	
(iv)	Brokens	1/4 to 3/4 the size of split kernel shall constitute big brokens and 1/8 to 1/4 small brokens, pieces less than 1/8 shall be treated as foreign matter.	
(v)	Other foodgrains	Edible foodgrains other than gramdal.	
(vi)	Damaged	Grains that are internally damage or discoloured, damage or discolouration materially affecting the quality.	
(vii)	Touched and slightly damaged.	Grains that are superficially damaged or discoloured, damaged and discolouration not materially affecting the quality.	

[Pub. in Raj. Gaz. Ex. 4 (Ga) Dt. 16-9-66 Page 329]

Rules and Notifications under
ESSENTIAL COMMODITIES (AMENDMENT)
ORDINANCE, 1964

Notification under

ESSENTIAL COMMODITIES (AMENDMENT) ORDINANCE, 1964

Notification No. F. 3 (11) Jud/64.—In pursuance of section 12A of the Essential Commodities Act, 1955, as amended by the Essential Commodities (Amendment) Ordinance, 1964, the State Government hereby specially empowers the following Magistrates of the First Class to try summarily all offences relating to the contravention of any such order made under section 3 of the said Act as may be specified by the Central Government, by a notified order, in this behalf.

1.	Additional District Magistrate,	Ajmer.
2.	„ „ „	Jaipur.
3.	„ „ „	Sikar.
4.	„ „ „	Bharatpur.
5.	„ „ „	Jhunjhunu.
6.	„ „ „	Sawai Madhopur.
7.	„ „ „	Alwar.
8.	„ „ „	Jodhpur.
9.	„ „ „	Nagaur.
10.	„ „ „	Pali
11.	„ „ „	Bikaner.
12.	„ „ „	Ganganagar.
13.	„ „ „	Udaipur.
14.	„ „ „	Bhilwara.
15.	„ „ „	Kotah.
16.	Sub-divisional Magistrate,	Tonk.
17.	„ „ „	Barmer.
18.	„ „ „	Jaisalmer.
19.	„ „ „	Jalore.
20.	„ „ „	Sirohi.
21.	„ „ „	Churu.
22.	„ „ „	Chittor.
23.	„ „ „	Banswara.
24.	„ „ „	Dungarpur.
25.	„ „ „	Bundi.
26.	„ „ „	Jhalawar.

[Pub. in Raj. Gaz. Part IV (Ga) dated 20-11-1964]

Rules and Notifications under

EVACUEE INTEREST (SEPERATION) ACT, 1951
(CENTRAL ACT, No. 54 OF 1951)

Notifications under

EVACUEE INTEREST (SEPARATION) ACT, 1951

Published in Raj. Raj-patra Vol. 3. part I (a) at page 1187 :

Relief & Rehabilitation Department.

NOTIFICATION.

Jaipur, March 22, 1952.

No. F. 18(23)/R.R/I/52.—In exercise of the powers conferred by section 4 of the Evacuee Interest (Separation) Act, 1951, and with the previous concurrence of the Central Government, the Government of Rajasthan is pleased to appoint Shri Gangasharan, Judge, Small Cause Court, Jodhpur, as a whole time Competent Officer for the State of Rajasthan. His headquarter will be at Jodhpur.

By Order of

His Highness the Rajpramukh,
J. N. PUROHIT,
Secretary to the Government.

Published in Raj. Raj-patra Dated July 28, 1956 part I (a) at page 131 :

Relief and Rehabilitation Department

NOTIFICATIONS

Jaipur, July 13, 1956.

No. D. 6653/F. 2 (14)- R. & R./55.—In exercise of the powers conferred by section 4 of the Evacuee Interest (Separation) Act, 1951 (LXIV of 1951) and with the previous approval of the Central Government, the Government of Rajasthan is, hereby pleased to appoint Shri Triloki Nath Sharma, R. J. S. Dy. Registrar, High Court, Jodhpur, as a whole time Competent Officer for the State of Rajasthan *vice* Shri Gangasharan, R. J. S. reverted. This shall effect as from the date of his taking over charge as Competent Officer, Alwar.

By Order of

A. K. ROY,
Secretary to the Government.

Notifications under

EVACUEE INTEREST (SEPERATION) ACT, 1951.

Published in Raj. Rajpatra part 1 (a) dated September 3, 1959 at page 166

Relief and Rehabilitation Department

NOTIFICATION

Jaipur, July 25, 1959.

No. D. 7541/F. 2 (14)/RR/55.—In exercise of the powers conferred by section 4 of the Evacuee Interest (Separation) Act, 1951 (LXIV of 1951) and with the previous approval of the Central Government, the Government of Rajasthan is hereby pleased to appoint Shri Kiran Babu. R.A.S., Sub-Divisional Officer, Didwana as a whole time Competent Officer for the State of Rajasthan vice Shri Triloki Nath Sharma retired R.J.S. Officer relieved on 2nd April, 1959 (forenoon). Shri Mahesh Chandra, Officer on Special Duty-Cum-Assistant Secretary, Relief and Rehabilitation Department, who temporarily held the charge of the current duties of the State Competent Officer with effect from 2nd April, 1959 (forenoon) on the relief of Shri Triloki Nath Sharma, R.J.S. shall relinquish the charge of his current duties on relief of Shri Kiran Babu.

By Order,

Z. S. JHALA,

Secretary to the Government.

Published in Raj. Rajpatra part 1 (a) dated September 24, 1959 at page 251

Relief and Rehabilitation Department

NOTIFICATION

Jaipur, October 27, 1959.

No. D. 9617/F.5 (24) R & R 59.—In exercise of the powers conferred under section 13 (1) of the Evacuee Interest (Separation) Act, 1951 (LXIV of 1951) the Government of Rajasthan is hereby pleased to appoint Shri M. L. Viji as Appellate Officer for the State of Rajasthan vice Shri Ram Lal Agrawal reverted to Punjab Government with immediate effect.

By Order,

KHEM CHAND,

Secretary to the Government.